

STATE OF MISSISSIPPI  
COUNTY OF MADISON

IN THE CHANCERY COURT

In the Matter of the Estate  
Of  
LOTTIE M. EDWARDS, Deceased

FILED  
THIS DAY  
MAY 3 1980  
BILLY V. COOPER  
Chancery Clerk  
By: *[Signature]*

NO. 24-772

PROOF OF WILL AND CODICILS

STATE OF MISSISSIPPI  
MADISON COUNTY

Personally appeared before me, a Notary Public in and for said County and State, the undersigned R. H. POWELL, JR., who being by me first duly sworn states on oath:

That affiant R. H. Powell, Jr., was one of the subscribing witnesses to a certain instrument of writing purporting to be the Last Will and Testament of Lottie M. Edwards and affiant states that the said Lottie M. Edwards signed, published, and declared said instrument as her Last Will and Testament on the 22nd day of April, 1976, the date of said instrument, in the presence of this deponent and in the presence of Miriam Law, the other subscribing witness thereto, and that said Testatrix was then of sound and disposing mind and memory and more than twenty-one years of age, and this deponent and Miriam Law subscribed and attested said instrument as witnesses to the signature and publication thereof at the special instance of said Testatrix and in the presence of said Testatrix and in the presence of each other on the day and year of the date of said instrument; and

That affiant R. H. Powell, Jr., was one of the subscribing witnesses to a certain instrument of writing purporting to be a Codicil to the aforesaid purported Last Will and Testament of Lottie M. Edwards and affiant states that the said Lottie M. Edwards signed, published, and declared said instrument as a

Codicil to her aforesaid Last Will and Testament on the 28th day of May, 1976, the date of said instrument, in the presence of this deponent and in the presence of Miriam Law, the other subscribing witness thereto, and that said Testatrix was then of sound and disposing mind and memory and more than twenty-one years of age, and this deponent and Miriam Law subscribed and attested said instrument as witnesses to the signature and publication thereof at the special instance of said Testatrix and in the presence of said Testatrix and in the presence of each other on the day and year of the date of said instrument; and

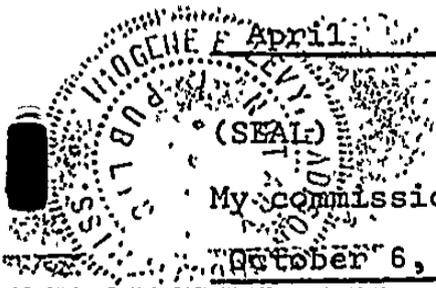
That affiant R. H. Powell, Jr., was one of the subscribing witnesses to a certain instrument of writing purporting to be a Codicil to the aforesaid purported Last Will and Testament of Lottie M. Edwards and affiant states that the said Lottie M. Edwards signed, published, and declared said instrument as a Codicil to her aforesaid Last Will and Testament on the 12th day of February, 1980, the date of said instrument, in the presence of this deponent and in the presence of Imogene E. Levy, the other subscribing witness thereto, and the said Testatrix was then of sound and disposing mind and memory and more than twenty-one years of age, and this deponent and Imogene E. Levy subscribed and attested said instrument as witnesses to the signature and publication thereof at the special instance of said Testatrix and in the presence of said Testatrix and in the presence of each other on the day and year of the date of said instrument.

R. H. Powell, Jr.  
R. H. Powell, Jr.

SWORN to and subscribed before me, this the 30th day of April, 1980.

Imogene E. Levy  
Notary Public

My commission expires: October 6, 1981.



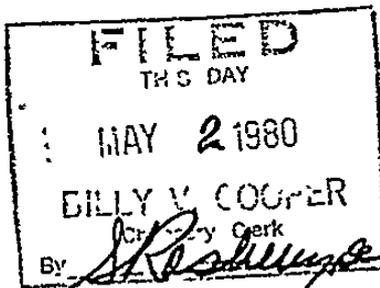
STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 2 day of May, 1980, at        o'clock        M., and was duly recorded on the 2 day of May, 1980, Book No. 18 on Page 304 in my office.

Witness my hand and seal of office, this the 2 of May, 1980.

BILLY V. COOPER, Clerk

By       , D. C.



BOOK 18 PAGE 306  
LAST WILL AND TESTAMENT  
OF  
MYRTLE DENNIS SIMPSON

24-781

I, MYRTLE DENNIS SIMPSON, an adult resident citizen of Camden, Madison County, Mississippi, being of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking any and all other wills and codicils heretofore made by me.

ITEM I.

I direct my Executor to pay all of my just debts and obligations which may be probated, registered and allowed against my estate as soon as may be conveniently done.

ITEM II.

I devise and bequeath all the property comprising my estate, of whatsoever kind or character and wheresoever situated, to my husband, CLARENCE H. SIMPSON, for his lifetime. My husband shall be entitled to possession of all property in which he holds a life estate by virtue of this Item of my Will, and he shall not be required to furnish any bond or other security for any part of it. He shall not be liable for the loss or destruction of any property passing to him under this Item of my Will, nor for any loss due to investments made by him. He shall not be liable for the payment of any encumbrances or assessments on the property in which he holds a life interest, all of which shall be paid from

principal. My husband shall have the power to sell and convey good title to any of the property which passes to him under this Item of my Will. The proceeds of any such sale shall be kept by my husband in a single fund separate and apart from other property held by him so as to segregate the principal from his own estate. He shall be entitled to invest and reinvest the proceeds from such sale in his absolute discretion in such property as he deems advisable, but he may not use or dispose of the property in any manner that may destroy or detract from the interest of the remaindermen. No one shall question any action taken by my husband with respect to the property conveyed to him hereunder and no further authority or power to dispose of such property, other than this Item of my Will, shall be required by persons with whom my husband deals in selling such property or in purchasing other property with the proceeds of such sale.

A. Upon the death of my husband, the property conveyed to him by this Item of my Will, in whatever form it may then exist, shall be paid over and distributed as follows:

(1) To my son, RAFE DENNIS SIMPSON, if he shall then be living, or if he is not then living to his then surviving issue in equal shares, any interest in that certain parcel of real estate described as the West half of the Southeast quarter; and the Southwest quarter, Section 11, Township 11 North, Range 4 East, Madison County, Mississippi, together with any improvements thereon, including my personal residence.

(2) To my daughter, CAROLYN SIMPSON BOWSER, if she is then living, or if she is not then living to her

then surviving issue in equal shares, any common stock of GULF OIL CORPORATION.

(3) To my daughter, CAROLYN SIMPSON BOWSER and my son, RAFE DENNIS SIMPSON, in equal shares, or to the issue of either of them who does not survive me, per stirpes, all of the rest and residue of the property remaining at my husband's death.

B. If my husband fails to survive me, then upon my death my entire estate shall be distributed to my children in accordance with the provisions of paragraph A of this Item of my Will.

#### ITEM III.

And now, having disposed of my entire estate, I hereby nominate and appoint my son, RAFE DENNIS SIMPSON, Executor of my estate under this my Last Will and Testament. In the event my said Executor shall be or become unable or unwilling to serve as Executor I nominate and appoint my daughter, CAROLYN SIMPSON BOWSER, to serve as successor Executrix. Any and all powers, rights and obligations herein granted to or imposed upon my Executor shall be exercisable by and imposed upon my successor Executrix. I direct that neither my Executor nor my successor Executrix shall be required to make any bond as Executor or successor Executrix. To the extent permissible by law I waive the requirement that my Executor or successor Executrix, or either of them, be required to make a formal appraisal of my estate or provide an inventory or an accounting to be filed with any court.

My Executor shall have full power and authority to continue any and all business operations in which I may be

interested at the time of my death for such time as may be permitted by law, so as to avoid as far as possible any depreciation in value of such assets and interests or losses to my business associates or to my estate.

IN WITNESS WHEREOF, I have executed the foregoing instrument and declare the same to be my Last Will and Testament on this the 12 day of DECEMBER, 1978.

Myrtle Dennis Simpson  
Myrtle Dennis Simpson

This instrument was, on the day and year shown above, signed, published and declared by MYRTLE DENNIS SIMPSON to be her Last Will and Testament in our presence, and we, at her request, have subscribed our names hereto as witnesses in her presence and in the presence of each other.

Mrs. J. D. Simpson Camden MS  
Address

Mrs. Charles J. Simpson Camden MS  
Address

STATE OF MISSISSIPPI, County of Madison:

Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 2 day of May, 1980, at ..... o'clock ..... M., and was duly recorded on the 2 day of May, 1980, Book No. 18 on Page 306 in my office.

Witness my hand and seal of office, this the 2 of May, 1980

BILLY V. COOPER, Clerk

By Shelby, D. C.

STATE OF MISSISSIPPI  
MADISON COUNTY

CHANCERY COURT

In the matter of a certain instrument of writing, purporting to be the last will and testament of \_\_\_\_\_

Myrtle Dennis Simpson, deceased, late of Madison County, Mississippi.

Personally appeared before the undersigned Clerk of the Chancery Court in and for said County and State,

Mrs. J. D. Simpson and Mrs. Charles J. Simpson, subscribing witnesses to a certain

instrument of writing, purporting to be the last will and testament of the said Myrtle Dennis Simpson

who, being duly sworn, deposed and said, that the said Myrtle Dennis Simpson

signed, published and declared said instrument as her last will and testament on the

12th day of December, A. D., 1978, the day of the date of said instrument, in the presence of <sup>these</sup> ~~this~~

deponents and in the presence of \_\_\_\_\_

the other subscribing witness \_\_\_\_\_, and that said Testat rix was then of sound and disposing mind and

memory, and more than twenty-one years of age, and having her usual place of abode in

said County and State, and ~~this~~ <sup>these</sup> deponents and \_\_\_\_\_

and \_\_\_\_\_ subscribed and attested said instrument as witness

to the signature and publication thereof, at the special instance of said Testat rix, and in the presence of the

said Testat rix and in the presence of each other, on the day and year of the date of said instrument.

FILED  
14.5 DAY  
MAY 2 1980  
BILLY V. COOPER  
Clerk  
By J. R. Shreve

Mrs. J. D. Simpson  
Mrs. Charles J. Simpson

Sworn to and subscribed before me this the 16 day of April, A. D., 1980

~~BILLY V. COOPER, Chancery Clerk~~

My commission expires: Oct. 27, 1982



Lewis J. Heath, Notary Public

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 2 day of May, 1980, at ..... o'clock ..... M., at ..... was duly recorded on the 2 day of May, 1980, Book No. 18 on Page 310 in my office.

Witness my hand and seal of office, this the 2 of May, 1980.

BILLY V. COOPER, Clerk

By J. R. Shreve, D. C.

X 318

BOOK 18 PAGE 311  
BOOK 285 PAGE 377  
BOOK 53 PAGE 365

FILED  
THIS DAY  
MAY 5 1980  
BILLY V. COOPER  
Chancery Clerk  
By *[Signature]*

#102.078  
45

Filed 9 Day of April 1980 **Last Will and Testament**

*Carly R Parker*  
CHANCERY CLERK

OF

J. C. VAUGHAN, JR.

PETE MCCL... Chancery Clerk  
By *[Signature]*

by *John Williams*  
DEPUTY CLERK

I, J. C. Vaughan, Jr., a resident citizen of Hinds County, Mis-

sissippi, being over the age of twenty-one years and of sound and disposing mind and memory, mindful of the uncertainties of this life and the certainty of the life to come, do hereby make and publish this my last will and testament, revoking all others.

ITEM I

I desire that all just debts that I may owe and which are legally probated and allowed against my estate be paid, including that of my last illness and burial.

ITEM II

I give, devise and bequeath to my wife, Mrs. Jessie Neal Vaughan, absolutely and in fee, an amount equal to one-half (1/2) of my adjusted gross estate as defined by the United States Internal Revenue Code less the value of property and interests given or bequeathed by me to my said wife otherwise than under this paragraph of my will, to the extent that said value is included in my gross estate for federal estate tax purposes, and is allowable as a marital deduction. It is my intent to devise and bequeath unto my wife, absolutely and in fee, property equal in value to the amount of the maximum "marital deduction" allowable in finally determining the federal estate tax on my estate. My Executrix shall satisfy this bequest in cash or in kind, or in both, at values as finally determined for federal estate tax purposes.

ITEM III

I give, devise and bequeath the residue and remainder of my property, real, personal and mixed, to my daughter, Caroline Vaughan Goodman.

Recorded in:  
Will BK 6  
Page 318

ITEM IV

I name and appoint as Executrix of this my last will and testament my wife, Mrs. Jessie Neal Vaughan, and request that no bond or accounting be required of her.

In Witness Whereof, I have declared this to be my last will and testament on this the 7 day of August, 1976.

J. C. Vaughan, Jr.

WITNESSES:

John T. Armstrong  
Lorne Lynn

We, the undersigned subscribing witnesses, hereby certify that the foregoing instrument was on the 7<sup>th</sup> day of August, 1976, signed, published and declared by the said J. C. Vaughan, Jr., as and for his last will and testament in our presence, and we, the undersigned witnesses at his request and in his presence and in the presence of each other, have hereunto set and subscribed our names as witnesses to the said last will and testament on this the 7<sup>th</sup> day of August, 1976.

John T. Armstrong  
Lorne Lynn



Book 18 page 313 1/2

STATE OF MISSISSIPPI  
HINDS COUNTY FIRST DISTRICT

I, PETE McGEE, Clerk of the Chancery Court In and for the above mentioned County and State do hereby certify that the foregoing Will is a true and correct copy as appears on record in my office in Will Book 53 Page 365-367

Given under my hand and official seal of office this the 17th day of March 1980

PETE MCGEE, CHANCERY CLERK  
BY Pat DeSautter D.C.

BOOK 18 PAGE 314  
BOOK 285 PAGE 380

BOOK 466 PAGE 577

49

7 372

IN THE CHANCERY COURT OF HINDS COUNTY, MISSISSIPPI  
FIRST JUDICIAL DISTRICT

IN THE MATTER OF THE ESTATE  
OF J. C. VAUGHAN, JR., DECEASED

NO. 102078

FILED  
NOV 29 1976

George C. Clancy, Clerk  
*George C. Clancy*

DECREE ADMITTING LAST WILL AND  
TESTAMENT TO PROBATE IN SOLEMN  
FORM

This cause coming on this day to be heard on the petition filed by Jessie Neal Vaughan, who is named as Executrix of the last will and testament of J. C. Vaughan, Jr., deceased, joined therein by Caroline Vaughan Goodman.

And it appearing unto the Court that J. C. Vaughan, Jr., had a fixed place of residence in the First Judicial District Hinds County, Mississippi, at the time of his death, on November 19, 1976, leaving an estate consisting of real and personal property.

The said decedent left an instrument of writing dated August 4, 1976, as his last will and testame nt which was duly attested by two subscribing witnesses, a copy of said will being attached to said petition and said original being filed, together with proof for probate in solemn form.

It appearing unto the court that said will was duly and legally executed before said subscribing witnesses, and that on the date of the execution of said will the decedent was over twenty-one years of age and of sound and disposing mind and memory and understanding and said will should be admitted to probate in solemn form as the true last will and testament of said decedent.

The sole and only heirs of said decedent are Jessie Neal Vaughan, his widow, and Caroline Vaughan Goodman, his daughter, both of whom joined in the petition requesting that said will be probated in solemn form in the first instance.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED as follows:

1. The Executrix is directed to pay the court costs.
2. The Executrix is directed to pay John T. Armstrong, Attorney, the sum of \$ 10,000<sup>00</sup> as Attorney's fees.

3. The balance of the assets of said estate are to be delivered and transferred to Jessie Neal Vaughan and Caroline Vaughan Goodman, the sole devisees.

4. Upon complying with the above, the Executrix is discharged, the estate closed, and title to all property of the decedent will be vested in the devisees in accordance with the last will and testament of said decedent.

ORDERED, ADJUDGED AND DECREED this the 31st day of May, 1979.

J. C. Stennett  
CHANCELLOR

IN THE CHANCERY COURT OF HINDS COUNTY, MISSISSIPPI  
FIRST JUDICIAL DISTRICT

IN THE MATTER OF THE ESTATE  
OF J. C. VAUGHAN, JR., DECEASED

JESSIE NEAL VAUGHAN, EXECUTRIX

FILED NO. 102,078  
MAY 31 1979

PETE MCGEE, Chancery Clerk

FINAL DECREE By *Jessie Neal*

This cause came on this day to be heard on the verified petition of Jessie Neal Vaughan, the duly appointed, qualified and acting Executrix of the Estate of J. C. Vaughan, Jr., Deceased, and the Court finds as follows:

J. C. Vaughan, Jr., had a fixed place of residence in the First Judicial District of Hinds County, Mississippi, at the time of his death on November 19, 1976, leaving an estate consisting of real and personal property.

The said decedent left a last will and testament dated August 4, 1976, which was duly probated in solemn form in this Court in the above styled and numbered cause, and Letters Testamentary issued on November 29, 1976.

Notice to creditors was duly published, and all claims probated against said estate have been paid. The time in which to probate any further claims has passed.

All Federal and State of Mississippi estate taxes have been duly paid, and closing letters have been received.

The sole and only interested parties are adult residents of Hinds County, Mississippi, and are as follows:

Jessie Neal Vaughan, his widow  
Caroline Vaughan Goodman, his daughter

Both of said parties joined in the petition upon which this decree is predicated, waiving process and waiving an accounting as all property has been fully accounted for by the certified public accountants of said estate.

John T. Armstrong has served as attorney and is entitled to a reasonable fee.

The petitioner, Jessie Neal Vaughan, is named as Executrix without bond and is over twenty-one years of age, a resident of the First Judicial District Hinds County, Mississippi, and is in no way or manner disqualified.

It is, therefore, ordered, adjudged and decreed that the said last will and testament dated August 4, 1976, of J. C. Vaughan, Jr., be and the same is hereby admitted to probate in solemn form as the true and genuine last will and testament of J. C. Vaughan, Jr., Deceased, and that Letters Testamentary be issued to Jessie Neal Vaughan as Executrix of the said last will and testament upon her taking the oath as prescribed by law, bond having been waived in said last will and testament.

Ordered, adjudged and decreed this the 29<sup>th</sup> day of November, 1976.

J. C. Starnett  
CHANCELLOR

THE STATE OF MISSISSIPPI  
COUNTY OF HINDS

I, PETE MCGEE, Clerk of the Chancery Court of Hinds County, Mississippi, the same being a court of record, the lawful possessor and custodian of the papers and records of said court, do hereby certify and attest that the above and foregoing 7 pages are true, full and complete copies of Last Will And Testament, Decree Admitting Last Will And Testament To Probate In Solemn Form,

Final Decree.

as the same are and remain, on file and of record in my office

In witness whereof, I have hereto set my hand and affixed the seal of said court, at my office in the City of Jackson, in the County of Hinds, and State of Mississippi, this the 17th

day of March 19 80

(SEAL)

Pete McGee  
Chancery Clerk of Hinds County, Mississippi

CERTIFICATE OF CHANCELLOR

THE STATE OF MISSISSIPPI }  
HINDS COUNTY } CHANCERY COURT

I, J. C. Stennett a presiding Chancellor of the FIFTH Chancery District of the State of Mississippi (said District including the County of HINDS) do hereby certify that PETE MCGEE. Whose genuine signature appears to the foregoing Certificate of CLERK, is now, and was at the date of said Certificate, the Clerk of the Chancery Court of said County, duly elected and qualified according to law, and that all his official acts as such are entitled to full faith and credit, that his said Certificate is in due form of law; that the seal thereto attached is the genuine seal of said Chancery Court, and that said Court is a Court of Record

Given under my hand and seal, at JACKSON, MISSISSIPPI this 17th day of March, 19 80

J. C. Stennett  
Chancellor.

370

CLERK'S CERTIFICATE OF CHANCELLOR

THE STATE OF MISSISSIPPI }  
HINDS COUNTY } CHANCERY COURT

I, PETE MCGEE, Clerk of said Court, do hereby certify that

J. C. Stennett

whose genuine signature appears to the annexed and last above Certificate of Attestation, is now, and was at the date of said Certificate, a Chancellor of the FIFTH Chancery District of said State, (including said County of HINDS), as therein stated, duly appointed by lawful authority and legally qualified, and that all his acts as such are entitled to full faith and credit, that his said Certificate and Attestation are in due form of law, and that said Chancery Court is a Court of Record.

IN TESTIMONY WHEREOF, I have hereto set my hand and seal of said Court, at my office, in JACKSON, MISSISSIPPI, this 17th

day of March, 19 80

(SEAL) Filed this March 19 1980 and recorded Pete McGee Chancery Clerk  
in Will Book 285 Page 45

CHARLES ENGLAND, Chancery Clerk

By Charles England D. C.

STATE OF MISSISSIPPI, County of Hinds

I, Pete McGee, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office, this 2 day of APRIL 1980, at 8 o'clock A M., and was duly recorded on the 2 day of APRIL 1980, Book No. 285 Page 377

Witness my hand and seal of office, this the 2 day of APRIL 1980.

PETE MCGEE, Clerk

By Pete McGee D. C.

371

5308

ARMSTRONG AND HOFFMAN  
ATTORNEYS AND COUNSELORS  
HAZLEHURST, MISSISSIPPI 39083

*W*

JASPER COUNTY  
PETE MCGEE, CHANCERY CLERK  
BY *[Signature]*  
D.C.

APR 2 1980  
**FILED**

THE STATE OF MISSISSIPPI, JASPER COUNTY

I, Ruth S. Stockman, Chancery Clerk in and for said County and State, hereby certify that the within instrument was filed for record in this office at 8 o'clock A.M., on the 21 day of April 1980, and that the same was recorded on this the 21 day of April 1980, in Will Book on page 87- now on file in this office.

Recording Fee: \_\_\_\_\_

Mrs. Ruth S. Stockman, Chancery Clerk  
By: *Lesa L. Lead, D.C.*

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 5 day of May, 1980, at 9:00 o'clock a.M., and was duly recorded on the 5 day of May, 1980, Book No. 18 on Page 311 in my office.

Witness my hand and seal of office, this the 5 of May, 1980.

BILLY V. COOPER, Clerk

By *[Signature]*, D. C.



# Last Will and Testament

FILED  
 THIS DAY  
 MAY 9 1980  
 BILLY V. COOPER  
 Chancery Clerk  
*B. V. Wright, Jr.*

OF

ALBERT E. WACKERMAN

\* \* \* \* \*

I, ALBERT E. WACKERMAN, of Madison County, Mississippi, being of sound and disposing mind and memory and of lawful age, do hereby make, publish and declare this as and for my Last Will and Testament and hereby specifically revoke any and all former wills and codicils which I have heretofore made.

I hereby appoint

ITEM I.

WALTER ALBERT SIMMONS

as Executor of this

my Last Will and Testament and my estate. If the said Walter Albert Simmons is unable or unwilling to serve as Executor, then I appoint FIRST MISSISSIPPI NATIONAL BANK, Jackson, Mississippi, as Executor of my Last Will and Testament. In any event, I direct that no bond, appraisal, inventory or accounting be required of my Executor insofar as the same may be legally waived.

A.

I hereby direct that my Executor shall, out of the property and estate coming into his (its) hands which is subject to the payment of debts, pay all of my just debts which are properly probated and allowed as claims against my estate and all expenses of my last illness and funeral.

B.

I hereby direct that my Executor shall not be required to reduce any or all of my

personal or real property to cash during the administration of my estate, but in his (its) discretion may sell only so much of my property as is necessary to obtain adequate cash (in addition to the cash which I leave at the time of my death) to pay taxes, debts, and the costs of the administration of my estate, and after the payment of the said items, my Executor is authorized in his (its) sole discretion to make distribution to my devisees and legatees either in cash or in kind or in both.

C.

I hereby direct that my Executor shall have, with reference to my estate; all of the powers during the administration of my estate as are granted to trustees under the Mississippi Uniform Trustees' Powers Act, more specifically §§91-9-101 through 91-9-119, Miss. Code Ann. (1972), in addition to the powers herein granted and in addition to all inherent, implied and statutory powers of an Executor, and without in any manner limiting or restricting such powers.

D.

I hereby direct that all estate taxes be paid out of my residuary estate.

ITEM II.

I give, devise and bequeath unto my beloved wife, RUTH CURL

WACKERMAN, the following:

A.

Any and all of my right, title and interest (if any) in and to any and all

household furniture, fixtures, equipment, appliances, silver, china, linens, and all other household utensils and articles.

B.

All my clothing, jewelry and other personal effects of a similar nature.

C.

If my said wife should predecease me, then and in that event, all of the property referred to in this Item II shall be and become a part of my residuary estate.

ITEM III.

If my wife, RUTH  
CURL WACKERMAN,  
survives me, I

give and bequeath to my Trustee hereinafter named, in trust, an amount equal to the amount of the maximum estate tax marital deduction allowable in determining the federal estate tax on my gross estate, reduced by the value of all other property interests forming a part of my gross estate which qualify for such marital deduction and which property interests shall have passed to my said wife in any other manner, and by an amount, if any, needed to increase my taxable estate (determined as if the maximum marital deduction were allowed) to the largest amount that will, after taking into account all allowable credits, result in no federal estate tax on my gross estate.

My Executor shall assign, convey and distribute to my Trustee the cash, securities, and other property, including real estate and interests therein, which shall constitute said bequest. The assets to be distributed in satisfaction of said bequest shall be selected in such manner that the cash and other property

distributed will have an aggregate fair market value fairly representative of the distributee's proportionate share of the appreciation or depreciation in the value to the date, or dates, of distribution of all property then available for distribution. Any property included in my estate at the time of my death and assigned or conveyed in kind to satisfy said bequest shall be valued for that purpose at the value thereof as finally determined for Federal estate tax purposes, and any other property so assigned and conveyed shall be valued for that purpose at its cost. No asset or proceeds of any asset shall be included in said bequest as to which a marital deduction is not allowable if included. Said bequest shall abate to the extent that it cannot be satisfied in the manner hereinabove provided.

Said trust shall be known as the "ALBERT E. WACKERMAN MARITAL TRUST" and shall be held, administered and disposed of as follows:

## A.

The Trustee shall pay all the net income from the trust to my wife, RUTH CURL WACKERMAN, in convenient installments at least as often as yearly during her lifetime.

## B.

The Trustee may also in its discretion from time to time distribute to my wife or use for her benefit any or all of the principal of the trust for her health, support and maintenance in her accustomed manner of living.

## C.

Upon the death of my wife, Ruth Carl Wackerman, the Trustee shall distribute the entire remaining principal of the trust and

any remaining accrued and undistributed income to such persons or to her own estate upon such condition in trust or otherwise with such power and in such manner and at such times as Ruth Curl Wackerman appoints and directs by will specifically identifying this general testamentary power of appointment and declaring her intention to exercise the power. This general testamentary power shall be exerciseable by Ruth Curl Wackerman alone and in all events.

D.

To the extent that Ruth Curl Wackerman does not exercise her powers of appointment granted by the preceding paragraph, the entire remaining principal of the trust and any accrued and undistributed income shall be distributed in equal shares to her daughters, RUTH CURL SIMMONS and ELIZABETH JAMES, the lineal descendants of a deceased daughter taking the share the deceased daughter would have taken if living.

ITEM IV.

I give and bequeath  
my residuary estate,  
being all my other

property, real or personal, wherever situated, to my Trustee hereinafter named in a trust to be known as the ALBERT E. WACKERMAN RESIDUARY TRUST, to be held, administered and disposed of as follows:

A.

BOOK 18 PAGE 325

The Trustee shall pay any part or all of the net income or principal of the trust to my wife, RUTH CARL WACKERMAN, in such amounts as it may determine to be necessary for the support, education, medical care, maintenance and welfare of the beneficiary. The Trustee may take into consideration the needs as well as the personal resources of the beneficiary, together with any other facts which the Trustee may deem pertinent. It is not my intention, however, that the trust estate and the income therefrom must be conserved for the benefit of the ultimate remaindermen. My primary concern is the security and welfare of my wife. Accordingly, in exercising its discretion hereunder, the Trustee may give sole consideration to my wishes and to the needs and welfare of my wife. The Trustee need not, however, make payment to the beneficiary which it considers to be in excess of the reasonable needs of such beneficiary. Any income not so distributed may be accumulated and added to principal.

B.

The Trustee is authorized to make payments to or for the beneficiary in any one or more of the following ways:

- (1) Directly to the beneficiary;
- (2) To the legal guardian of the beneficiary;

(3) Directly to any person or corporation in payment for the support, maintenance, education, medical, surgical, dental or other expense of care for the beneficiary;

(4) To any other person who shall have the custody and care of the beneficiary.

The Trustee shall not be required to see to the application of the payments so made and the receipt of such person shall be full acquittance of the Trustee.

C.

This trust shall terminate upon the death of my wife.

D.

Upon termination of the trust, the Trustee shall distribute all of the remaining principal and income of the trust as follows:

(1) The sum of One Thousand Dollars (\$1000.00) shall be distributed to each of the children of my stepdaughters, being MRS. J. E. GUIRARD, MR. WALTER ALBERT SIMMONS, MRS. ELIZABETH MORRISON, MRS. BARBARA DELL SPITALE, MR. GORDON JAMES III, MR. PETER ANDREW JAMES, and MISS MAURINE CURL JAMES, if living, the distribution to any deceased individual to lapse.

(2) The rest and remainder of the trust estate shall be distributed to my stepdaughters, RUTH CURL SIMMONS and ELIZABETH JAMES, share and share alike, the lineal descendants of a deceased stepdaughter taking per stirpes the

share to which she would have been entitled  
if living.

BOOK

18 PAGE 327

ITEM V.

I appoint WALTER  
ALBERT SIMMONS as  
Trustee of the trusts

created hereunder. If Walter Albert Simmons is unable or unwilling to serve as Trustee, or resigns as Trustee, then and in that event, I appoint FIRST MISSISSIPPI NATIONAL BANK, Jackson, Mississippi, as Trustee of the trusts created hereunder. I direct that the Trustee serve without bond or accounting to any court. I hereby specifically grant to the Trustee all powers as are granted under the Mississippi Uniform Trustees' Powers Law, more specifically §§91-9-101 through 91-1-119, Miss. Code Ann. (1972), including the power to sell any of my real or personal property at public or private sale for cash or on credit, or to mortgage, pledge, lease, or exchange it, all to be exerciseable without court order.

ITEM VI.

No part of any trust  
under this Will, prin-  
cipal, income or

increment shall be attachable, assignable, trustable, or liable to be taken at law or in equity for or on account of any debt, obligation or contract of any beneficiary hereunder; but the share I have herein provided such beneficiary should have, shall be transferred and delivered to her or him, as the case may be, personally and for her and his sole and exclusive use and benefit.

ITEM VII.

In the event my wife,  
RUTH CURL WACKERMAN,  
and I die under such

circumstances that there is not sufficient evidence as to which of

us died first, I direct that I shall be deemed to have predeceased her.

IN TESTIMONY WHEREOF, I have hereunto set my hand on this, the 25<sup>TH</sup> day of JUNE, 1979.

Albert E. Wackerman  
ALBERT E. WACKERMAN

WITNESSES:

Thomas M. Adams  
Ernestine W. Seal  
Hilda P. Wheeler

ATTESTATION

We, the undersigned subscribing witnesses to the within and foregoing Last Will and Testament of ALBERT E. WACKERMAN, do hereby acknowledge and attest that the same was exhibited to us by the said Albert E. Wackerman as his Last Will and Testament; that he signed the same in our presence and in the presence of each of us, and that at his request and in his presence and in the presence of each other, we signed the same as subscribing witnesses thereto.

This the 25<sup>TH</sup> day of JUNE, 1979.

Thomas M. Adams  
Ernestine W. Seal  
Hilda P. Wheeler

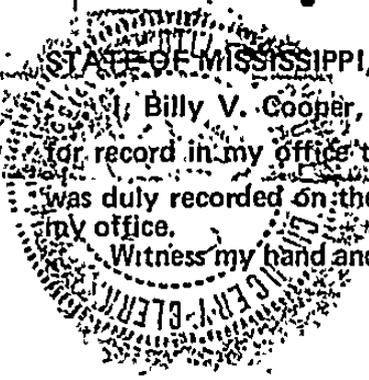
Page Nine.

STATE OF MISSISSIPPI, County of Madison:

Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 9 day of May, 1980, at        o'clock        M., and was duly recorded on the 9 day of May, 1980, Book No. 18 on Page 320 in my office. Witness my hand and seal of office, this the 9 of May, 1980.

BILLY V. COOPER, Clerk

By        D. C.



FILED  
THIS DAY,  
MAY 9 1980  
BILLY V. COOPER  
Chancery Clerk  
By *[Signature]*

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN RE: THE WILL AND  
ESTATE OF ALBERT E.  
WACKERMAN

)  
)  
)  
)  
)

NO 24-787

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, THOMAS M. NAVARRO, who being by me first duly sworn, on oath stated:

That he is an adult resident citizen of the First Judicial District of Hinds County, Mississippi, and that he knew Albert E. Wackerman, deceased, late of Madison County, Mississippi, who departed this life on April 29 , 1980; and

That the attached document entitled "Last Will and Testament of Albert E. Wackerman" dated June 25, 1979, was exhibitte by the said Albert E. Wackerman to affiant and Ernestine W. Seal and Hilda R. Wheeler as his Last Will and Testament and was signed by him on the 25th day of June, 1979, in the presence of affiant and Ernestine W. Seal and Hilda R. Wheeler, declaring the same to be his Last Will and Testament, and at his request and in his presence and in the presence of each other, the affiant and Ernestine W. Seal and Hilda R. Wheeler signed the same as witnesses; and

That the signature of the said Albert E. Wackerman thereto is his genuine signature and the signatures of the affiant and Ernestine W. Seal and Hilda R. Wheeler are their genuine signatures; and

That the said Albert E. Wackerman was on the 25th day of June, 1979, of sound and disposing mind and memory and was over

the age of twenty-one years.

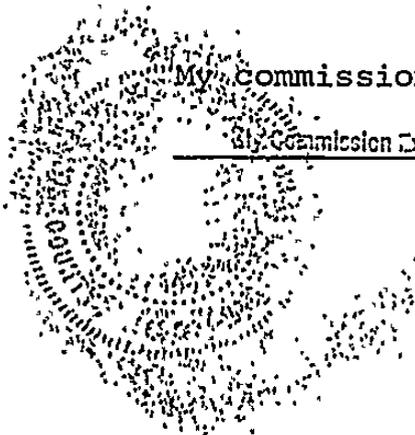
Thomas M. Navarro  
THOMAS M. NAVARRO

SWORN TO AND SUBSCRIBED before me, this the 7<sup>th</sup> day of May, 1980.

J. L. [Signature]  
Notary Public

My commission expires:

My Commission Expires June 1 1983.



STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 7 day of May, 1980, at ..... o'clock ..... M., and was duly recorded on the 7 day of May, 1980, Book No. 18 on Page 329 in my office.

Witness my hand and seal of office, this the 7 day of May, 1980.

BILLY V. COOPER, Clerk  
By [Signature], D. C.

# Last Will and Testament

OF

WILBURN RAY HARDIN

FILED  
THIS DAY  
MAY 13 1980  
ELLY V. COOPER  
Clerk  
By: *Shelley*  
24-788

I, WILBURN RAY HARDIN, an adult resident citizen of Madison County, Mississippi, being over the age of twenty-one years, and of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, expressly revoking all prior wills and codicils.

1. I do hereby name, nominate and appoint my son, JAMES ALLEN HARDIN, the Executor of my estate, expressly waiving bond and accounting to any court.

2. I give, devise and bequeath unto my wife, BETTY U. SMITH HARDIN, all of the real property I own at the time of my death for her to use and enjoy for my wife's lifetime, or when my said wife shall remarry, or when my said wife shall cease to live in and on said property as her home-  
stead, then at my wife's death, remarriage or ceasing to live in and on the  
aforementioned real property, I give, devise and bequeath unto my son,  
PAUL WESLEY HARDIN, all of the real property I may own or have an in-  
terest in at the time of my death.

3. I give, devise and bequeath unto my son, JAMES ALLEN HARDIN, all of my cash in the Canton Exchange Bank, Canton, Mississippi, together with my pickup and all personal belongings that I may own or have an interest in at the time of my death, with the exception of those specific items I have set out in this my Last Will and Testament.

4. I give, devise and bequeath unto MARGIE ELLINGTON the twenty-three foot (23') Travel-all Trailer that I own at the time of my death.

*Wilburn Ray Hardin*

6. All of the rest, residue and remainder of my property, real, personal and mixed wheresoever located that I may own or have an interest in at the time of my death, I give, devise and bequeath unto my son, JAMES ALLEN HARDIN.

WITNESS MY SIGNATURE, this the 2<sup>nd</sup> day of October, 1978.

Wilburn Ray Hardin  
WILBURN RAY HARDIN

ATTESTING WITNESSES:

Karen L. Tripp

Ray H. Montgomery

ATTESTATION CLAUSE

WE, each of the subscribing witnesses to the Last Will and Testament of WILBURN RAY HARDIN, do hereby certify that said instrument was signed by said WILBURN RAY HARDIN, in our presence and in the presence of each of us, and that said WILBURN RAY HARDIN declared the same to be his Last Will and Testament in the presence of each of us, and that we each signed as subscribing witnesses to said Last Will and Testament at the request of said WILBURN RAY HARDIN, in his presence and in the presence of each other.

WITNESS OUR SIGNATURES, this the 2<sup>nd</sup> day of October, 1978.

Karen L. Tripp

Ray H. Montgomery  
WITNESSES

Wilburn Ray Hardin

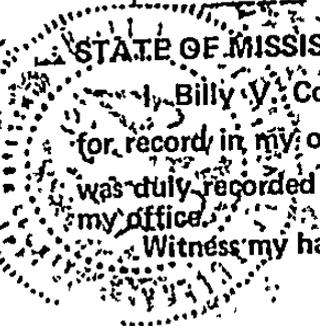
STATE OF MISSISSIPPI, County of Madison:

Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 12 day of May, 1980, at 3:30 o'clock PM, and was duly recorded on the 12 day of May, 1980, Book No. 18 on Page 331 in my office.

Witness my hand and seal of office, this the 12 day of May, 1980.

BILLY V. COOPER, Clerk

By J. Rashley, D. C.



FILED  
MAY 19 1980  
BILLY V. COOPER  
*[Signature]*

IN THE MATTER OF THE ESTATE OF  
WILBURN RAY HARDIN, DECEASED

Cause No. 24-788

JAMES ALLEN HARDIN, EXECUTOR

AFFIDAVIT OF SUBSCRIBING  
WITNESS

STATE OF MISSISSIPPI  
COUNTY OF Madison

THIS DAY personally appeared before me, the undersigned authority, in and for the jurisdiction above mentioned, RAY H. MONTGOMERY, one of the subscribing witnesses to a certain instrument of writing, purporting to be the Last Will and Testament of WILBURN RAY HARDIN, Deceased, late of the County of Madison, Mississippi, who having been duly sworn makes oath that the said WILBURN RAY HARDIN signed, published and declared said instrument as his Last Will and Testament on the 2nd day of October, 1978, the day of the date of said instrument in the presence of this affiant and Karen L. Tripp, the other subscribing witness to said instrument; that said testator was then of sound and disposing mind and memory, and eighteen years and upward of age; and I, RAY H. MONTGOMERY, the affiant, and Karen L. Tripp, subscribed and attested said instrument as witnesses to the signature of the testator and the publication thereof at the special instance and request and in the presence of said testator and in the presence of each other.

Ray H. Montgomery  
RAY H. MONTGOMERY

SWORN TO AND SUBSCRIBED before me on this the 12<sup>th</sup> day of May, 1980.

[Signature]  
Notary Public

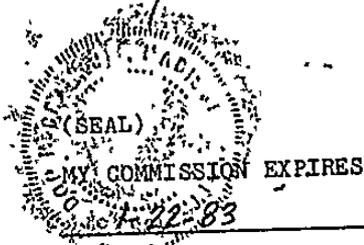


EXHIBIT "B"

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 12 day of May, 1980, at ..... o'clock ..... M., and was duly recorded on the 12 day of May, 1980, Book No. 18, on Page 334, in my office.  
Witness my hand and seal of office, this the 12 of May, 1980.

BILLY V. COOPER, Clerk  
By... [Signature]..... D. C.

FILED  
THIS DAY  
MAY 20 1980  
BILLY V COOPER  
Clerk  
By *A. R. Sherry*

IN THE MATTER OF THE ESTATE OF  
WILBURN RAY HARDIN, DECEASED

Cause No. 24-788

JAMES ALLEN HARDIN, EXECUTOR

AFFIDAVIT OF SUBSCRIBING  
WITNESS

STATE OF MISSISSIPPI  
COUNTY OF Madison

THIS DAY personally appeared before me, the undersigned authority, in and for the jurisdiction above mentioned, KAREN L. TRIPP, one of the subscribing witnesses to a certain instrument of writing, purporting to be the Last Will and Testament of WILBURN RAY HARDIN, Deceased, late of the County of Madison, Mississippi, who having been duly sworn makes oath that the said WILBURN RAY HARDIN signed, published and declared said instrument as his Last Will and Testament on the 2nd day of October, 1978, the day of the date of said instrument in the presence of this affiant and Ray H. Montgomery, the other subscribing witness to said instrument, that said testator was then of sound and disposing mind and memory, and eighteen years and upward of age; and I, KAREN L. TRIPP, the affiant, and Ray H. Montgomery, subscribed and attested said instrument as witnesses to the signature of the testator and the publication thereof at the special instance and request and in the presence of said testator and in the presence of each other.

*Karen L. Tripp*  
KAREN L. TRIPP

SWORN TO AND SUBSCRIBED before me on this the 12<sup>th</sup> day of May, 1980.

*W. M. Beatty*  
Notary Public

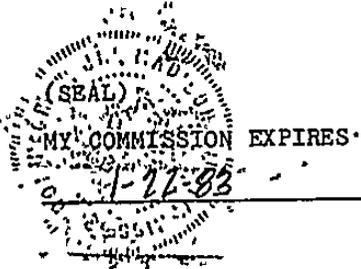
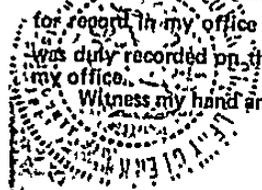


Exhibit "C"

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 12 day of May, 1980, at 11 o'clock AM, and was duly recorded on the 12 day of May, 1980, Book No. 18 on Page 335. in my office.  
Witness my hand and seal of office, this the 12 day of May, 1980.



BILLY V COOPER, Clerk  
By *A. R. Sherry*, D. C.

FILED  
THIS DAY  
MAY 13 1980  
BILLY V. COOPER  
Clerk  
By *[Signature]*

LAST WILL AND TESTAMENT OF LEONARD J. GARDNER

I, Leonard J. Gardner, being of sound mind and of my own free will, do hereby bequeath, upon my death, my entire estate to my beloved wife Ruby W. Gardner, if she survives me, with the following exceptions--

To each of my sons, Leonard C. Gardner, Michael H. Gardner and Daniel J. Gardner I bequeath the sum of \$1.00 ( one dollar) each.

To my daughter, Paula M. Best, I bequeath the sum of \$1.00 (one dollar).

Signed this 11 day of Feb. 1972

*Leonard J. Gardner*  
Leonard J. Gardner

Witness *Carlton F. Purson Sr.*

Witness *James E. Williams*

STATE OF MISSISSIPPI—County of Madison:

Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 13 day of May, 1980, at ... o'clock ... M., and was duly recorded, on the 13 day of May, 1980, Book No. 18 on Page 336 in my office.

Witness my hand and seal of office, this the 18 of May, 1980.

BILLY V. COOPER, Clerk

By *[Signature]*, D. C.

BOOK 18 PAGE 337

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
LEONARD J. GARDNER, DECEASED

FILED  
MAY 13 1980  
CLERK  
By *[Signature]*

NO. 24-793

PROOF OF WILL

Comes now, James E. Williams, one of the subscribing witnesses of the instrument filed herein for probate and purporting to be the Last Will and Testament of Leonard J. Gardner, and enters his appearance herein as provided by Section 91-7-9 of the Mississippi Code of 1972, Annotated, as amended, and makes oath before the undersigned authority that Leonard J. Gardner, the above named decedent, signed, published and declared said instrument as his Last Will and Testament on the 11th day of February, 1972, the day and the date of said instrument in the presence of this deponent, and Carlton F. Duran, Sr., the other subscribing witness, and that said Testator was then of sound and disposing mind and memory, and more than twenty-one years of age, and having his usual place of abode in Madison County, Mississippi, and that he and Carlton F. Duran, Sr., subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of said Testator, and in the presence of the said Testator and in the presence of each other, on the day and of the date of said instrument.

*James E. Williams*  
JAMES E. WILLIAMS

STATE OF MISSISSIPPI

COUNTY OF

SWORN TO AND SUBSCRIBED before me, this the 9th day of

May, 1980.



*Aquita Ann Scott*  
NOTARY PUBLIC

My commission expires:

MY COMMISSION EXPIRES JUNE 6, 1982

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 13 day of May, 1980, at ..... o'clock ..... M, and was duly recorded on the 13 day of May, 1980, Book No. 18 on Page 337 in my office.

Witness my hand and seal of office, this the 13 day of May, 1980.

BILLY V. COOPER, Clerk

By *[Signature]*, D. C.

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
LEONARD J. GARDNER, DECEASED

FILED  
MAY 13 1980  
BILLY V. COOPER  
Clerk  
*[Signature]*

NO. 24-793

PROOF OF WILL

Comes now, Carlton F. Duran, Sr., one of the subscribing witnesses of the instrument filed herein for probate and purporting to be the Last Will and Testament of Leonard J. Gardner, and enters his appearance herein as provided by Section 91-7-9 of the Mississippi Code of 1972, Annotated, as amended, and makes oath before the undersigned authority that Leonard J. Gardner, the above named decedent, signed, published and declared said instrument as his Last Will and Testament on the 11th day of February, 1972, the day and the date of said instrument in the presence of this deponent, James E. Williams, the other subscribing witness, and that said Testator was then of sound and disposing mind and memory, and more than twenty-one years of age, and having his usual place of abode in Madison County, Mississippi, and that he, and James E. Williams, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of said Testator, and in the presence of the said Testator and in the presence of each other, on the day and of the date of said instrument.

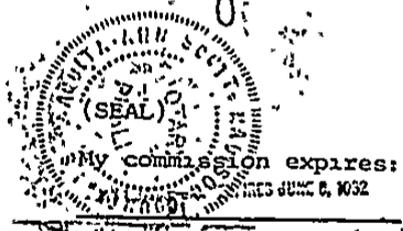
*[Signature]*  
CARLTON F. DURAN, SR.

STATE OF MISSISSIPPI

COUNTY OF Madison

SWORN TO AND SUBSCRIBED before me, this the 9th day of May, 1980.

*[Signature]*  
NOTARY PUBLIC



STATE OF MISSISSIPPI, County of Madison  
Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 13 day of May, 19 80, at ..... o'clock ..... M., and was duly recorded on the 13 day of May, 19 80, Book No. 18 on Page 338 in my office.  
Witness my hand and seal of office, this the 13 of May, 19 80.  
BILLY V. COOPER, Clerk  
By [Signature], D.C.

# Last Will and Testament

I, WILMER SULM, a resident of Madison County, Mississippi, being of sound and disposing mind and memory and of lawful age to make a will, do hereby revoke any and all wills and codicils thereto which have heretofore been made by me, and make, publish and declare this as my Last Will and Testament.

### ITEM I

I devise and bequeath unto the following who survive me all of my property, be it real, personal or mixed, wheresoever located, to-wit:

- William Sulm
- Mary Sulm
- Lillian S. Jordan

### ITEM II

I hereby nominate, constitute and appoint ~~COLLINS HOPPER~~ <sup>Katherine L. Switzer</sup> as the executor of this my Last Will and Testament without requiring ~~him~~ <sup>her</sup> to give any bond, security whatsoever, or to report or account to any court in the administration and distribution of my estate.

IN WITNESS WHEREOF I have hereunto subscribed my name on this the 24 day of January, 1972.

*[Signature]*  
 \_\_\_\_\_  
 WILMER SULM

We, the undersigned, do hereby certify that the foregoing instrument consisting of one page, this page, was signed, sealed, published and declared by WILMER SULM, a resident of Canton, Madison County, Mississippi, the Testatrix therein, as and for her Last Will and Testament in the presence of us and each of us, and we, at the same time, at her request and in her presence and in the presence of each other, and believing her to be of sound and disposing mind and memory, have hereunto subscribed our names as attesting witnesses, this the 24 day of January, 1972.

*[Signature]*  
 \_\_\_\_\_  
 Residing at:  
Canton Miss

*[Signature]*  
 \_\_\_\_\_  
 Residing at:  
Canton Miss

**FILED**  
 THIS DAY  
 MAY 19 1980  
 BILLY V. COOPER  
 Chancery Clerk  
 By *[Signature]* DC

*The change of executor was made at my request on September 13, 1976*  
*Katherine L. Switzer*  
*Jean Marie Switzer*  
*Dorothy L. Switzer*

STATE OF MISSISSIPPI, County of Madison:

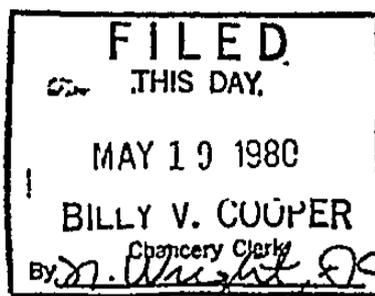
I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 19 day of May, 1980, at ..... o'clock ..... M., and was duly recorded on the 19 day of May, 1980, Book No. 18 on Page 339 in my office.

Witness my hand and seal of office, this the 19 day of May, 1980.

BILLY V. COOPER, Clerk

By *[Signature]*, D. C.

MISSISSIPPI



IN THE MATTER OF THE ESTATE  
AND LAST WILL AND TESTAMENT  
OF WILMER SULM, DECEASED

KATHERINE L. SWITZER, EXECUTRIX

CAUSE NO. 24-807

AFFIDAVIT OF ATTESTING  
WITNESS

STATE OF MISSISSIPPI  
COUNTY OF *Leake*

PERSONALLY APPEARED before me, the undersigned authority in and for the jurisdiction above mentioned, CARMON HARRELL, who being by me first duly sworn states on his oath that he is one of the subscribing witnesses to the Last Will and Testament of WILMER SULM, dated January 24, 1972, and affiant further deposes and says this, to wit:

1. That said instrument was executed by WILMER SULM on said date in the presence of the affiant and J. H. Evans, and that WILMER SULM did at such time and in the presence of the affiant and J. H. Evans publish and declare the same to be her Last Will and Testament.
2. That at such time on said date the affiant did in the presence of WILMER SULM and J. H. Evans subscribe his name as a witness to said Last Will and Testament at the special instance and request of WILMER SULM.
3. That at the time of the execution of said Will by WILMER SULM, she

EXHIBIT "B"

was over the age of twenty-one (21) years and was of sound mind and disposing memory.

AND FURTHER affiant sayeth not.

Carmon Harrell  
CARMON HARRELL

SWORN TO AND SUBSCRIBED before me on this the 18<sup>th</sup> day of  
March, 1980.



Jimmy McMurry  
NOTARY PUBLIC

MY COMMISSION EXPIRES:

1st Mon. Jan. 1985

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 19 day of May, 19 80, at ..... o'clock ..... M., and was duly recorded on the 19 day of May, 19 80, Book No. 18 on Page 340 in my office.

Witness my hand and seal of office, this the 19 of May, 19 80.

BILLY V. COOPER, Clerk

By S. Rash..., D. C.

MISSISSIPPI

IN THE MATTER OF THE ESTATE  
AND LAST WILL AND TESTAMENT  
OF WILMER SULM, DECEASED

FILED THIS DAY  MAY 19 1980 BILLY V. COOPER Chancery Clerk By <i>D. Wright</i> OC
---

KATHERINE L. SWITZER, EXECUTRIX

CAUSE NO. 24-807

AFFIDAVIT OF ATTESTING  
WITNESSES

STATE OF MISSISSIPPI  
COUNTY OF MADISON

PERSONALLY APPEARED before me, the undersigned authority in and for the jurisdiction above mentioned, JEAN MARIE LUCKETT and DOROTHY L. DOWDLE, who each being by me first duly sworn state on their oath that they are the subscribing witnesses to the codicil dated September 13, 1976, to the Last Will and Testament of WILMER SULM, dated January 24, 1972, and Affiants further depose and say this, to wit:

1. That said codicil was written in the right margin of the said Last Will and Testament of WILMER SULM, at the instance and request of WILMER SULM, and was executed by her as and for a codicil to said Will, and that WILMER SULM did at such time and in the presence of the Affiants execute, make, publish, constitute and declare the same to be a codicil to her aforesaid Last Will and Testament.

2. That at such time on said date the Affiants did each in the presence of WILMER SULM and in the presence of each other subscribe their names as witnesses to said codicil at the special instance and request of WILMER SULM.

EXHIBIT "C"

3. That at the time of the execution of said codicil, WILMER SULM was over the age of twenty-one (21) years and was of sound mind and disposing memory.

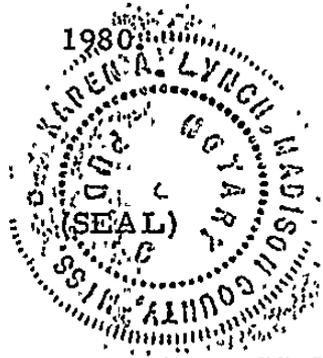
AND FURTHER Affiants sayeth not.

Jean Marie Luckett  
JEAN MARIE LUCKETT

Dorothy L. Dowdle  
DOROTHY L. DOWDLE

AFFIANTS

SWORN TO AND SUBSCRIBED before me on this the 15<sup>th</sup> day of April,



Karen A. Lynch  
NOTARY PUBLIC

MY COMMISSION EXPIRES:

My Commission Expires Sept. 22, 1981

STATE OF MISSISSIPPI, County of Madison:

Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 19 day of May, 19 80, at ..... o'clock ..... M., and was duly recorded on the 19 day of May, 19 80, Book No. 18 on Page 342 in my office.

Witness my hand and seal of office, this the 19 day of May, 19 80.

BILLY V. COOPER, Clerk

By Kashley....., D. C.

Book 18 page 344

FILED  
THIS DAY  
MAY 23 1980  
BILLY V. COOPER  
Clerk  
By *[Signature]* 24-741

LAST WILL AND TESTAMENT

KNOW ALL MEN BY THESE PRESENTS, that I, WILLIAM J. ROUSER, a resident of Madison County, Mississippi, above the age of twenty-one years, and of sound and disposing mind and memory, do hereby make, publish and declare this, my Last Will and Testament, hereby specifically revoking any and all other instruments of like nature and codicils thereto, heretofore made or purporting to have been made, by me.

I

To my wife, Revelia L. Rouser, for the term of her natural life, I devise the home place of approximately 17 acres, and at her death to go share and share alike, to our two sons, Rutheford Rouser and William J. Rouser, Jr.

II

To my son, Rutheford Rouser, I devise 40 acres, more or less, East of the road.

III

To my son, William J. Rouser, ~~Jr.~~, I devise my undivided one-half interest in 80 acres West of the road.

IV

All other property I may own at the time of my death, of every kind and character, I bequeath to our two sons, above named, share and share alike.

I appoint William J. Rouser, Jr., Executor of this instrument.

WITNESS MY SIGNATURE in the presence of the witnesses subscribing hereunto, who have signed as such at my special instance and request, in my presence and in the presence of each other, all upon this, the 25th day of September, 1974.

*William J. Rouser*  
WILLIAM J. ROUSER

WITNESSES:

*Herma Dean*

*Shelby Ruffin*

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 23 day of May, 1980, at ... o'clock ... M., and was duly recorded on the 4 day of June, 1980, Book No. 18 on Page 344 in my office.

Witness my hand and seal of office, this the 4 of June, 1980.

BILLY V. COOPER, Clerk

By *[Signature]* D. C.

18-Page-345  
AFFIDAVIT

FILED  
MAY 23 1980  
S. R. H. [unclear]  
24-741

STATE OF MISSISSIPPI

COUNTY OF Madison

PERSONALLY appeared before me, the undersigned

authority in and for the jurisdiction aforesaid, GLADYS BUFFINGTON, one of the subscribing witnesses to a certain instrument in writing purporting to be the Last Will and Testament of WILLIAM J. ROUSER, deceased, late of Madison County, Mississippi, who having been duly sworn by me, makes oath that said WILLIAM J. ROUSER signed, published, and declared said instrument the designated Last Will and Testament as his Last Will and Testament on the 25th day of September, 1974, the day of the date of said instrument, in the presence of the Affiant, and also Herman Dean; that the said Testator was then of sound and disposing mind and memory, and more than twenty-one (21) years of age, that the Affiant and Herman Dean subscribed said instrument as witnesses thereto, at the instance and request, and in the presence of said Testator, and also in the presence of each other, on the day and year aforesaid.

[Signature]  
GLADYS BUFFINGTON

SWORN TO AND SUBSCRIBED before me this 4 day of

April, 1980.

[Signature]  
NOTARY PUBLIC

My commission expires:

9/1/80

Exhibit B



STATE OF MISSISSIPPI, County of Madison.

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 23 day of May, 19 80, at ..... o'clock ..... M, and was duly recorded on the 4 day of June, 19 80, Book No. 18, on Page 345 in my office.

Witness my hand and seal of office, this the 4 day of June, 19 80.

BILLY V. COOPER, Clerk

By [Signature], D. C.

BOOK 18 PAGE 346

24-817

# Last Will and Testament

FILED  
THIS DAY

JUN 2 1980

BILLY V. COOPER

By *B. Smith-Myers*  
Chancery Clerk

OF

HOWARD J. QUINN

I, HOWARD J. QUINN, being over the age of twenty-one (21) years and of sound and disposing mind and memory, do hereby make, publish, and declare this to be my Last Will and Testament, hereby expressly revoking any and all previous wills and codicils by me made, as follows, to-wit:

I.

I nominate and appoint VIVIAN Q. MONTGOMERY as the Executrix of this my Last Will and Testament to serve without bond, inventory, or formal appraisal of my estate.

II.

I do hereby devise and bequeath all of my real and personal property wheresoever situated or howsoever described in equal shares to my sisters and brother, VIVIAN Q. MONTGOMERY, EARL J. QUINN, and VERA Q. MOORE.

IN WITNESS WHEREOF, I, HOWARD J. QUINN, have hereunto set my signature and published and declared this to be my Last Will and Testament on this the 21st day of April, 1978, in the presence of two witnesses who have each signed as witnesses at my request, in my presence and in the presence of each other.

*Howard J. Quinn*  
Howard J. Quinn

WITNESSES:

*C. R. Montgomery*  
*S. F. Hatcher*

### ATTESTATION CLAUSE

We, each of the subscribing witnesses to the Last Will and Testament of HOWARD J. QUINN, do hereby certify that said instrument

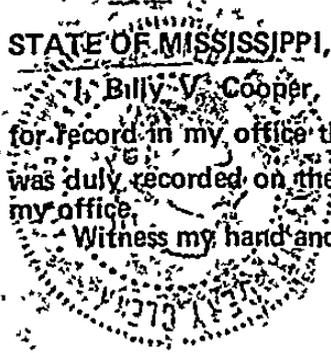
was signed in the presence of each of us, and that said HOWARD J. QUINN, declared the same to be his Last Will and Testament in the presence of each of us, and that we signed as subscribing witnesses to the said Will at the request of HOWARD J. QUINN, in his presence and in the presence of each other.

WITNESS OUR SIGNATURES on this the 21<sup>st</sup> day of April, 1978.

C. R. Matzinger  
J. F. Stater  
WITNESSES

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 2 day of June, 1980, at        o'clock        M., and was duly recorded on the 4 day of June, 1980, Book No. 18 on Page 346 in my office.  
Witness my hand and seal of office, this the 4 of June, 1980.



BILLY V. COOPER, Clerk  
By A. Resberry, D. C.

FILED  
THIS DAY  
JUN 2 1980  
BILLY V. COOPER  
Chancery Clerk  
By *[Signature]*

IN THE MATTER OF THE ESTATE OF  
HOWARD J. QUINN, DECEASED

Cause No. 24-817

VIVIAN Q. MONTGOMERY, EXECUTRIX

AFFIDAVIT OF SUBSCRIBING  
WITNESS

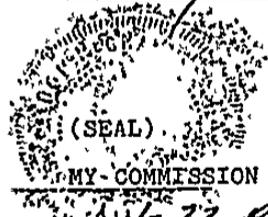
STATE OF MISSISSIPPI  
COUNTY OF MADISON

THIS DAY personally appeared before me, the undersigned authority, in and for the jurisdiction above mentioned, S. F. STATER, III, one of the subscribing witnesses to a certain instrument of writing, purporting to be the Last Will and Testament of Howard J. Quinn, Deceased, late of the County of Madison, Mississippi, who having been duly sworn makes oath that the said Howard J. Quinn signed, published and declared said instrument as his Last Will and Testament on the 21st day of April, 1978, the day of the date of said instrument in the presence of this affiant and C. R. Montgomery, the other subscribing witness to said instrument, that said testator was then of sound and disposing mind and memory, and eighteen years and upward of age; and I, S. F. Stater, III, the affiant, and C. R. Montgomery, subscribed and attested said instrument as witnesses to the signature of the testator and the publication thereof at the special instance and request and in the presence of said testator and in the presence of each other.

*[Signature]*  
S. F. Stater, III

SWORN TO AND SUBSCRIBED before me on this the 28<sup>th</sup> day of May, 1980.

*[Signature]*  
Notary Public



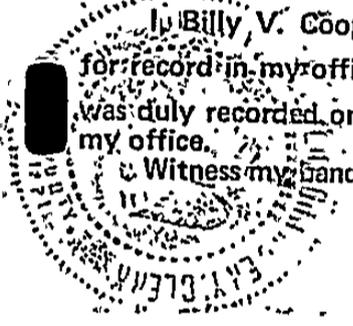
STATE OF MISSISSIPPI, County of Madison:  
I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 2 day of June, 1980, at ..... o'clock ..... M, and was duly recorded on the 4 day of June, 1980, Book No 18 on Page 348. in my office.  
Witness my hand and seal of office, this the 4 day of June, 1980.  
BILLY V. COOPER, Clerk  
By *[Signature]*, D. C.

This being my will  
and Testament. I leave  
all my property money  
and belongings to my two  
Aunts Thelma L. Miller and  
Edna M. Palmertree to  
be divided any way they  
see fit

James W Long Jr.  
Oct 27, 1975

**FILED**  
THIS DAY  
JUN 4 1980  
BILLY V. COOPER  
Chancery Clerk  
By *[Signature]*

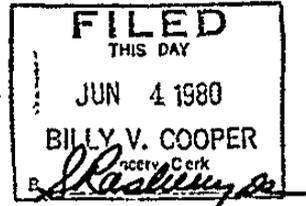
STATE OF MISSISSIPPI, County of Madison:



I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed  
for record in my office this 4... day of June... 19 80... at... o'clock... M., and  
was duly recorded on the 4... day of June... 19 80... Book No. 18. on Page 349 in  
my office.  
Witness my hand and seal of office, this the 4... of June... 19 80.

BILLY V. COOPER, Clerk  
By *[Signature]*....., D. C.

*Book 18 pg 350*  
IN THE CHANCERY COURT OF MADISON COUNTY  
MISSISSIPPI



IN THE MATTER OF THE ESTATE OF:  
JAMES W. LONG, JR., DECEASED

NO. 24-809

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF RANKIN

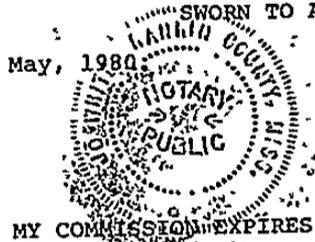
PERSONALLY came and appeared before me, the undersigned authority of law in and for the above styled jurisdiction, the within named Melton Miller and Felton Miller, who having been by me first duly sworn on their oaths state the following:

1. That both Affiants were personally acquainted with James W. Long, Jr., during his lifetime and were familiar with his handwriting and signature.
2. That both Affiants have observed the instrument of writing bearing date of October 27, 1975, executed by James W. Long, Jr., and both affiants of their own personal knowledge know that the said instrument of writing is wholly in the handwriting of the said James W. Long, Jr., who departed this life of May 8, 1980.
3. Both Affiants of their own knowledge know that the signature upon said instrument by James W. Long, Jr. is the genuine signature of the said decedent and know that the said signature was made and done by the said James W. Long, Jr., Deceased.
4. That both Affiants of their own knowledge know that James W. Long, Jr. was of sound and disposing mind and memory and of lawful age to make testamentary disposition of his property on October 27, 1975.

Melton Miller  
MELTON MILLER

Felton Miller  
FELTON MILLER

SWORN TO AND SUBSCRIBED before me, this the 30<sup>th</sup> day of  
May, 1980



J. S. White  
NOTARY PUBLIC

STATE OF MISSISSIPPI, County of Madison:

I, Billy V Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 4 day of June, 1980, at ..... o'clock ..... M, and was duly recorded on the 4 day of June, 1980, Book No. 18, on Page 350 in my office.

Witness my hand and seal of office, this the 4 day of June, 1980.

BILLY V. COOPER, Clerk  
By B. Cooper, D. C.

Book 18 pag 351

LAST WILL AND TESTAMENT

OF

O. F. MULLER

FILED THIS DAY JUN 5 1980 BILLY V. COOPER Notary Public By <i>[Signature]</i> 24-829
--

I, O. F. MULLER, of Canton, Madison County, Mississippi being of the age of twenty-one years and over and of sound and disposing mind and memory, do make, declare and publish this to be my last will and testament, revoking all previous wills and codicils.

I.

I name, constitute and appoint Annie P. Muller, my wife, as Executrix of this, my last will and testament, and direct that she be not required to give bond or make any formal accounting to any court other than the probate of this my last will and testament. Should my said wife, Annie P. Muller, predecease me or refuse or be unable to serve as Executrix hereunder, I name, constitute and appoint Otto F. Muller, Jr., and Carl A. Muller, my sons, as Co-Executors, also without bond.

II.

I will, devise and bequeath unto my wife, Annie P. Muller, all of my estate, real, personal, and mixed of whatever nature and wheresoever located or situated. Should my said wife, Annie P. Muller, predecease me, I will, devise and bequeath all of my said estate unto my children, Otto F. Muller, Jr., and Carl A. Muller, in equal shares, share and share alike.

III.

Should my said wife and I die in one common accident or calamity, or under circumstances making it difficult to determine which survived the other, then in that event, this will shall be construed as if my said wife survived me.

IN WITNESS WHEREOF I have executed this Last Will and Testament on this the 26<sup>th</sup> day of March, 1973, in the presence of the undersigned attesting and credible witnesses who, at my request and in my presence, and in the presence of each other, have witnessed my signature hereto.

*[Signature]*  
O. F. Muller

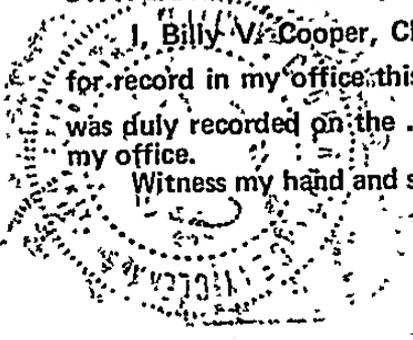
Signed, published and declared by the testator, O. F. MULLER, as and

MISSISSIPPI

for his Last Will and Testament in the presence of us, who, at his request and in his presence and in the presence of each other, subscribe our names hereto as attesting witnesses, this the 26<sup>th</sup> day of March, 1973.

Beverly H. Stevenson  
J. R. Lanchester, Jr.  
Witnesses.

STATE OF MISSISSIPPI, County of Madison:



I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 5 day of June, 1980, at ..... o'clock ..... M., and was duly recorded on the 5 day of June, 1980, Book No 18 on Page 351 in my office. Witness my hand and seal of office, this the 5 of June, 1980.

BILLY V. COOPER, Clerk  
By S. R. Lanchester, Jr., D. C.

Book 18 pg 353

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE  
OF  
O. F. MULLER, Deceased

FILED  
THIS DAY  
JUN 5 1980  
BILLY V. COOPER  
Chancery Clerk  
By: *[Signature]*

NO. 24-829

PROOF OF WILL

STATE OF MISSISSIPPI  
MADISON COUNTY

Personally appeared before me, a Notary Public in and for said county and state, the undersigned JOE R. FANCHER, JR., who being by me first duly sworn states on oath:

That affiant Joe R. Fancher, Jr., was one of the subscribing witnesses to a certain instrument of writing purporting to be the Last Will and Testament of O. F. Muller, and affiant states that the said O. F. Muller signed, published, and declared said instrument as his Last Will and Testament on the 26th day of March, 1973, the date of said instrument, in the presence of this deponent and in the presence of Beverly G. Stevenson, the other subscribing witness thereto, and that said Testator was then of sound and disposing mind and memory and more than twenty-one years of age, and this deponent and Beverly G. Stevenson subscribed and attested said instrument as witnesses to the signature and publication thereof at the special instance of said Testator and in the presence of said Testator and in the presence of each other on the day and year of the date of said instrument.

*[Signature]*  
Joe R. Fancher, Jr.



SWORN to and subscribed before me, this the 5th day of

June, 1980.

*[Signature]*  
Notary Public

My commission expires: ..  
Oct. 6, 1981.

STATE OF MISSISSIPPI - County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 5 day of June, 1980, at ..... o'clock ..... M., and was duly recorded on the 5 day of June, 1980, Book No. 18 on Page 353 in my office.

Witness my hand and seal of office, this the 5 of June, 1980.

BILLY V. COOPER, Clerk  
By: *[Signature]*, D. C.

BOOK 18 PAGE 354  
LAST WILL AND TESTAMENT  
OF  
EDWARD L. CLARK

FILED  
THIS DAY  
JUN 5 1968  
BILLY V. COOPER  
Chancery Clerk  
By *[Signature]*

24-828

I, Edward L. Clark, of Madison County, Mississippi, being of the age of twenty-one years and over and of sound and disposing mind and memory, do make, declare and publish this to be my last will and testament, revoking all previous wills and codicils.

I.

I name, constitute and appoint Annette O. Clark, my wife, as executrix of this, my last will and testament, and direct that she be not required to give bond or make any formal accounting to any Court other than the probate of this my last will and testament.

II.

I will, devise and bequeath unto my wife, Annette O. Clark, all of my estate, real, personal and mixed of whatever nature and wheresoever located or situated.

IN WITNESS WHEREOF I have executed this last will and testament on this the 29th day of August, 1967, in the presence of the undersigned attesting and credible witnesses who, at my request, and in my presence, and in the presence of each other, have witnessed my signature hereto.

*Edward L. Clark*  
Edward L. Clark

Signed, published and declared by the testator, Edward L. Clark, as and for his last will and testament in the presence of us, who, at his request and in his presence and in the presence of each other, subscribe our names hereto as attesting witnesses, this the 29th day of August, 1967.

*Faye L. Britt*  
*Joe R. Lanch, Jr.*

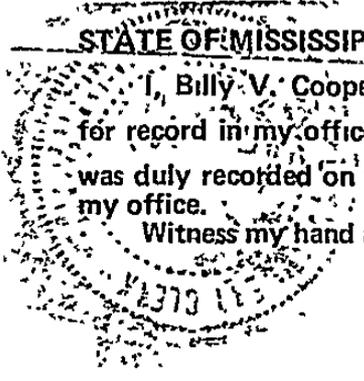
STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 5 day of June, 1980, at o'clock M., and was duly recorded on the 5 day of June, 1980, Book No. 18 on Page 354 in my office.

Witness my hand and seal of office, this the 5 of June, 1980.

BILLY V. COOPER, Clerk

By *[Signature]*, D. C.



18 355

IN THE MATTER OF THE ESTATE  
OF  
EDWARD L. CLARK, Deceased

FILED  
THIS DAY  
JUN 5 1980  
BILLY V. COOPER  
Notary Clerk  
By *[Signature]*

NO. 24-828

PROOF OF WILL

STATE OF MISSISSIPPI  
MADISON COUNTY

Personally appeared before me, a Notary Public in and for said county and state, the undersigned JOE R. FANCHER, JR., who being by me first duly sworn states on oath:

That affiant Joe R. Fancher, Jr., was one of the subscribing witnesses to a certain instrument of writing purporting to be the Last Will and Testament of Edward L. Clark and affiant states that the said Edward L. Clark signed, published, and declared said instrument as his Last Will and Testament on the 29th day of August, 1967, the date of said instrument, in the presence of this deponent and in the presence of Faye N. Britt, the other subscribing witness thereto, and that said testator was then of sound and disposing mind and memory and more than twenty-one years of age, and this deponent and Faye N. Britt subscribed and attested said instrument as witnesses to the signature and publication thereof at the special instance of said testator and in the presence of said testator and in the presence of each other on the day and year of the date of said instrument.

*[Signature]*  
Joe R. Fancher, Jr.

SWORN to and subscribed before me, this the 5th day of June, 1980.

*[Signature]*  
Notary Public

My commission expires:

Oct. 6, 1981.

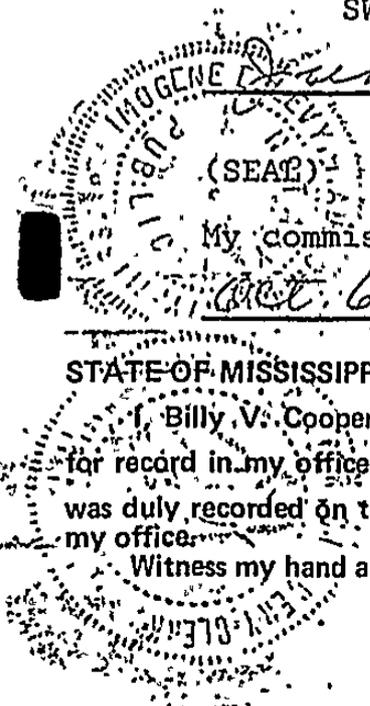
STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 5 day of June, 1980, at        o'clock        M., and was duly recorded on the 5 day of June, 1980, Book No. 18 on Page 355 in my office.

Witness my hand and seal of office, this the 5 of June, 1980.

BILLY V. COOPER, Clerk

By *[Signature]*, D. C.



FILED  
THIS DAY  
JUN 6 1980  
BILLY V. COOPER  
Chancery Clerk  
By *[Signature]*

BOOK 18 PAGE 356

PICKENS, MISSISSIPPI  
APRIL 28, 1972  
24-831

BEING IN GOOD HEALTH AND OF SOUND MIND THIS THE 28TH DAY OF APRIL, 1972,  
I MAKE THE FOLLOWING WILL.

I WANT MY FARM IN ATTALA COUNTY AND ALL MY PROPERTY IN MADISON COUNTY TO  
GO TO MY WIFE.

I WANT MY PERSONAL EFFECTS TO GO TO MY SON, BENJIE.

*Bennie Jones*  
BENNIE JONES

WITNESSES:

*Mrs Lany Fowler*

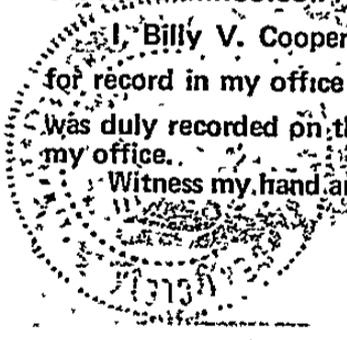
*Robert Ellison*

*Charlotte Wayne*

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed  
for record in my office this 6 day of June, 19 80, at        o'clock        M., and  
was duly recorded on the 6 day of June, 19 80, Book No. 18 on Page 356 in  
my office.

Witness my hand and seal of office, this the 6 of June, 19 80.



BILLY V. COOPER, Clerk  
By *[Signature]* ....., D. C.

Book 18 p 357

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
BENNIE JONES, DECEASED

FILED  
THIS DAY  
JUN 6 1980  
BILLY V. COOPER  
Chancery Clerk  
By *B. V. Cooper*

NO 24-831

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF Helena

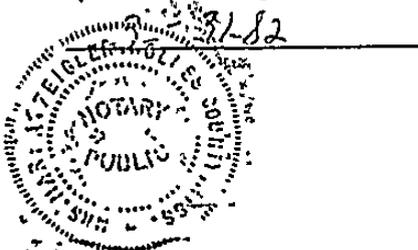
This day personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, KATHRYN S. ELLISON, one of the three subscribing witnesses to that certain instrument of writing purporting to be the Last Will and Testament of Bennie Jones, deceased, late of Madison County, Mississippi, and who, having been by me first duly sworn, deposes on oath that said Bennie Jones, deceased, signed, published and declared said instrument as his Last Will and Testament on the 28th day of April, 1972, the day and date of said instrument, in the presence of this Affiant and Charlotte Wynne and Mrs. Larry Fowler; that Testator, Bennie Jones, deceased, was then of sound and disposing mind and memory and twenty-one years and upwards of age; and that this Affiant, together with the other witnesses hereinabove named, subscribed to and attested said instrument as witnesses in the presence of said Testator and in the presence of each other, to his signature and publication thereof at the special instance and request of said Testator, Bennie Jones.

*Kathryn S. Ellison*  
KATHRYN S. ELLISON

SWORN TO AND SUBSCRIBED BEFORE ME, this the 12<sup>th</sup> day of May, 1980.

*J. M. A. [Signature]*  
NOTARY PUBLIC

My Commission Expires:



STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 6 day of June, 19 80, at ... o'clock ... M., and was duly recorded on the 6 day of June, 19 80, Book No 18 on Page 357 in my office.  
Witness my hand and seal of office, this the 6 day of June, 19 80.

BILLY V COOPER, Clerk

By *[Signature]*, D C.

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
BENNIE JONES, DECEASED

NO. 24-831

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF HOLMES

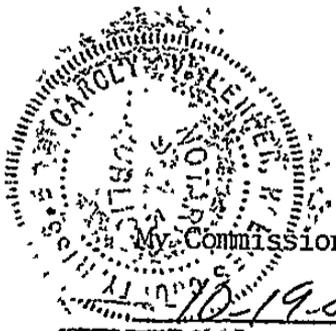
<b>FILED</b> THIS DAY JUN 6 1980 BILLY V. COOPER Chancery Clerk By <i>[Signature]</i>
--

This day personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, Charlotte Wynne, one of the three subscribing witnesses to that certain instrument of writing purporting to be the Last Will and Testament of Bennie Jones, deceased, late of Madison County, Mississippi, and who, having been by me first duly sworn, deposes on oath that said Bennie Jones, deceased, signed, published and declared said instrument as his Last Will and Testament on the 28th day of April, 1972, the day and date of said instrument, in the presence of this Affiant and Kathryn S. Ellison and Mrs. Larry Fowler; That Testator Bennie Jones, deceased, was then of sound and disposing mind and memory and twenty-one years and upwards of age; and that this Affiant, together with the other witnesses hereinabove named, subscribed to and attested said instrument as witnesses in the presence of said Testator and in the presence of each other, to his signature and publication thereof at the special instance and request of said Testator, Bennie Jones.

*Charlotte Wynne*  
 \_\_\_\_\_  
 CHARLOTTE WYNNE

SWORN TO AND SUBSCRIBED BEFORE ME, this the 13 day of May, 1980.

*Carlton J. Shaw*  
 \_\_\_\_\_  
 NOTARY PUBLIC



STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 6 day of June, 19 80, at ..... o'clock ..... M., and was duly recorded on the 6 day of June, 19 80, Book No. 18 on Page 358 in my office.  
 Witness my hand and seal of office, this the 6 day of June, 19 80.

BILLY V. COOPER, Clerk  
 By *[Signature]*....., D. C.

BOOK 18 PAGE 359

no. 16852

JUN 10 1980

Last Will and Testament <sup>24-4-88</sup>

OF

FLORENCE DEVELLING RICE

FILED  
THIS DAY  
JUN 11 1980  
BILLY V. COOPER  
County Clerk  
By *[Signature]*

STATE OF TEXAS X

COUNTY OF LUBBOCK X

KNOW ALL MEN BY THESE PRESENTS:

I, FLORENCE DEVELLING RICE, of Lubbock County, Texas, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils previously made by me.

I.

I direct that all my just debts, funeral expenses and expenses in connection with my estate be paid as soon as practicable after my death.

II.

I hereby give, devise and bequeath to my grandson, Philip Rice Cramer, the sum of \$500.00, to my grandson, Michael Gormley Cramer, the sum of \$500.00, and to my granddaughter, Patricia Kathryn Cramer Rapier, the sum of \$500.00.

III.

All the rest, residue and remainder of my estate I hereby give, devise and bequeath to my daughter, Clare Rice Cramer.

IV.

I hereby appoint my daughter, Clare Rice Cramer, as Independent Executrix of this, my Last Will and Testament, and in the event that she should predecease me, or should fail or cease to act for any reason, I hereby appoint my grandson, Philip Rice Cramer, as Alternate Independent Executor of my Last Will and

#16852  
8-4-77  
*[Signature]*

J. O. WARNICK, JR. JUDGE  
COUNTY COURT-AT-LAW, NO. 2

Florence D. Rice  
FLORENCE DEVELLING RICE

Testament. I direct that no bond or other form of security be required of any Independent Executrix or Executor and that the Court take no further action hereon than to admit this Will to probate and record and to cause the return of an Inventory, Appraisement and List of Claims as provided by law.

IN TESTIMONY WHEREOF, I have signed my name to this my Last Will and Testament in the presence of the undersigned, who sign as witnesses at my request and in my presence and in the presence of each other on this the 3<sup>rd</sup> day of July, 1973.

Florence Develing Rice  
FLORENCE DEVELLING RICE

WITNESS

WITNESS

STATE OF TEXAS

BOOK

18 PAGE 361

COUNTY OF LUBBOCK

BEFORE ME, the undersigned authority, on this day personally appeared FLORENCE DEVELLING RICE, Johnny Roy Phillips and Janice Krey, known to me to be the Testatrix and the witnesses, respectively, whose names are subscribed to the annexed or foregoing instrument, and in their respective capacities, and all of said persons being by me duly sworn, the said Florence DeVelling Rice, Testatrix, declared to me and to the said witnesses in my presence that said instrument is her Last Will and Testament and that she had willingly made and executed it as her free act and deed for the purposes therein expressed; and the said witnesses each on his oath, stated to me in the presence and hearing of the said Testatrix, that the said Testatrix had declared to them that said instrument is her Last Will and Testament, and that she executed same as such and wanted each of them to sign it as a witness; and upon their oaths, each witness stated further that they did sign the same as witnesses in the presence of the said Testatrix and at her request; that she was at that time eighteen (18) years of age or over and was of sound mind; and that each of said witnesses was then at least fourteen (14) years of age.

FLORENCE DEVELLING RICE

Florence DeVelling Rice  
 FLORENCE DEVELLING RICE

WITNESS

WITNESS

WITNESS

SUBSCRIBED, ACKNOWLEDGED AND SWORN TO BEFORE ME BY the said FLORENCE DEVELLING RICE, Testatrix, and SUBSCRIBED AND SWORN TO BEFORE ME by the said Johnny Roy Phillips and Janice Krey, witnesses, this the 3rd day of July, 1973.

Linda Walters  
 Notary Public in and for Lubbock  
 County, Texas

SEAL

THE STATE OF TEXAS }  
COUNTY OF LUBBOCK }

I, Frank Guess, County Clerk, in and for the County of Lubbock, State of Texas, do hereby certify the foregoing to be a true and correct photostatic copy of: Probate # 16,852, Estate Of Florence DeVelling Rice, Dec'd.

1 Copy Of Last Will And Testament.

as the same appears from the original now on file and of record of the Probate Minutes.

in said cause, in my office in Lubbock, Texas

IN WITNESS WHEREOF, I hereunto subscribe my name and affix the seal of said office in the City of Lubbock, Texas

this 9th. day of April, 1980

Frank Guess

Frank Guess, County Clerk  
in and for Lubbock County, Texas

By Bernice Harris, Deputy



THE STATE OF TEXAS }  
COUNTY OF LUBBOCK }

I, Rodrick L. Shaw, Judge of the County Court of Lubbock County, Texas, hereby certify that Frank Guess whose signature is appended to the above and foregoing certificate is, and was at the time of signing the same, Clerk of the County Court and Ex-Officio Clerk of the Probate Court of Lubbock County, Texas; legally installed and intrusted with the possession and custody of the records and files thereof; that his signature thereto subscribed is genuine and that said attestation is in due form.

Witness my hand and seal, this the 12 day of May 19 80.

*Rodrick L. Shaw*  
\_\_\_\_\_  
Judge of the County Court  
Lubbock County, Texas

(SEAL)

THE STATE OF TEXAS }  
COUNTY OF LUBBOCK }

I, Frank Guess, Clerk of the County Court, of Lubbock County, Texas, hereby certify that Rodrick L. Shaw whose signature is subscribed to the above and foregoing certificate is, and was at the time of signing the same, Judge of the County Court of Lubbock County, Texas; that his signature thereto subscribed is genuine and that said attestation is in due form.

Witness my hand and seal, this the 12 day of May 19 80.

*Frank Guess*  
\_\_\_\_\_  
Frank Guess, Clerk of the County Court,  
Lubbock County, Texas

(SEAL)

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 11 day of June, 19 80, at ..... o'clock ..... M., and was duly recorded on the 11 day of June, 19 80, Book No. 18, on Page 359, in my office.

Witness my hand and seal of office, this the 11 of June, 19 80.

BILLY V. COOPER, Clerk  
By *B. Cooper* ..... D. C.

PROOF OF WILL

STATE OF TEXAS  
COUNTY OF GAINES

FILED  
THIS DAY  
JUN 11 1980  
BILLY V. COOPER  
Clerk  
By *[Signature]* 24-488

In the matter of a certain instrument of writing, purporting to be the last will and testament of Florence DeVelling Rice, deceased, late of Lubbock County, Texas.

Personally appeared before the undersigned Clerk of the Probate Court in and for said County and State, Johnny Roy Phillips, subscribing witness to a certain instrument of writing, a true and correct copy of which is attached hereto and marked Exhibit "A", purporting to be the last will and testament of the said Florence DeVelling Rice who, being duly sworn, deposed and said, that the said Florence DeVelling Rice signed, published and declared said instrument as her last will and testament on the 3rd day of July, A. D., 1973, the day of the date of said instrument, in the presence of this deponent, and in the presence of Janice Krey the other subscribing witness and that said Testatrix was then of sound and disposing mind and memory, and more than twenty-one years of age, and having her usual place of abode in said County and State, and this deponent and Janice Krey subscribed and attested said instrument as witness to the signature and publication thereof, at the special instance of said Testatrix, and in the presence of the said Testatrix and in the presence of each other, on the day and year of the date of said instrument.

*Johnny Roy Phillips*  
JOHNNY ROY PHILLIPS

Sworn to and subscribed before me this the 20th day of May, A. D., 1980.



*Brenda Woosley* Brenda Woosley  
Notary Public in and for the County  
of Gaines, Texas.  
My commission expires 3-17-84

BOOK 18 PAGE 365

no. 16852

JUL 10 1977

# Last Will and Testament

OF

FLORENCE DEVELLING RICE

FILED  
THIS DAY  
JUN 11 1980  
BILLY V. COOPER  
Clerk  
By: *[Signature]*

STATE OF TEXAS X  
COUNTY OF LUBBOCK X

KNOW ALL MEN BY THESE PRESENTS:

I, FLORENCE DEVELLING RICE, of Lubbock County, Texas, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils previously made by me.

I.

I direct that all my just debts, funeral expenses and expenses in connection with my estate be paid as soon as practicable after my death.

II.

I hereby give, devise and bequeath to my grandson, Philip Rice Cramer, the sum of \$500.00, to my grandson, Michael Gormley Cramer, the sum of \$500.00, and to my granddaughter, Patricia Kathryn Cramer Rapiere, the sum of \$500.00.

III.

All the rest, residue and remainder of my estate I hereby give, devise and bequeath to my daughter, Clare Rice Cramer.

IV.

I hereby appoint my daughter, Clare Rice Cramer, as Independent Executrix of this, my Last Will and Testament, and in the event that she should predecease me, or should fail or cease to act for any reason, I hereby appoint my grandson, Philip Rice Cramer, as Alternate Independent Executor of my Last Will and

#16852  
8-4-77  
*[Signature]*

J. Q. WARNICK, JR., JUDGE  
COUNTY COURT-AT-LAW NO. 2

Florence D. Rice  
FLORENCE DEVELLING RICE

EXHIBIT A

Testament. I direct that no bond or other form of security be required of any Independent Executrix or Executor and that the Court take no further action hereon than to admit this Will to probate and record and to cause the return of an Inventory, Appraisement and List of Claims as provided by law.

IN TESTIMONY WHEREOF, I have signed my name to this my Last Will and Testament in the presence of the undersigned, who sign as witnesses at my request and in my presence and in the presence of each other on this the 3<sup>rd</sup> day of July, 1973.

Florence Develing Rice  
FLORENCE-DEVELLING RICE

[Signature]  
WITNESS

[Signature]  
WITNESS

STATE OF TEXAS

BOOK 18 PAGE 367

COUNTY OF LUBBOCK

BEFORE ME, the undersigned authority, on this day personally appeared FLORENCE DEVELLING RICE, Johnny Roy Phillips and Janice Krey, known to me to be the Testatrix and the witnesses, respectively, whose names are subscribed to the annexed or foregoing instrument, and in their respective capacities, and all of said persons being by me duly sworn, the said Florence DeVelling Rice, Testatrix, declared to me and to the said witnesses in my presence that said instrument is her Last Will and Testament and that she had willingly made and executed it as her free act and deed for the purposes therein expressed; and the said witnesses each on his oath, stated to me in the presence and hearing of the said Testatrix, that the said Testatrix had declared to them that said instrument is her Last Will and Testament, and that she executed same as such and wanted each of them to sign it as a witness; and upon their oaths, each witness stated further that they did sign the same as witnesses in the presence of the said Testatrix and at her request; that she was at that time eighteen (18) years of age or over and was of sound mind; and that each of said witnesses was then at least fourteen (14) years of age.

Florence DeVelling Rice  
 FLORENCE DEVELLING RICE  
 WITNESS

Johnny Roy Phillips  
 WITNESS

Janice Krey  
 WITNESS

SUBSCRIBED, ACKNOWLEDGED AND SWORN TO BEFORE ME BY the said FLORENCE DEVELLING RICE, Testatrix, and SUBSCRIBED AND SWORN TO BEFORE ME by the said Johnny Roy Phillips and Janice Krey, witnesses, this the 3rd day of July, 1973.

Linda Walters  
 Notary Public in and for Lubbock  
 County, Texas

SEAL

THE STATE OF TEXAS }  
COUNTY OF LUBBOCK }

BOOK 18 PAGE 368

I, Frank Guess, County Clerk, in and for the County of Lubbock, State of Texas, do hereby certify the foregoing to be a true and correct photostatic copy of: Probate # 16,852, Estate Of Florence DeVelling Rice, Dec'd.

1 Copy Of Last Will And Testament.

as the same appears from the original now on file and of record of the Probate Minutes.

in said cause, in my office in Lubbock, Texas

IN WITNESS WHEREOF, I hereunto subscribe my name and affix the seal of said office in the City of Lubbock, Texas

this 9th day of April, 1980

Frank Guess

Frank Guess, County Clerk  
in and for Lubbock County, Texas

By Bernie Harris, Deputy

(SEAL)

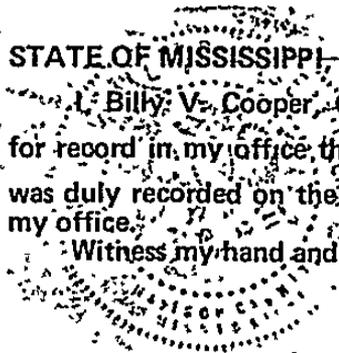
STATE OF MISSISSIPPI - County of Madison:

Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 11th day of June, 1980, at ..... o'clock ..... M., and was duly recorded on the 11th day of June, 1980, Book No. 18, on Page 344 in my office.

Witness my hand and seal of office, this the 11th of June, 1980.

BILLY V. COOPER, Clerk

By [Signature], D. C.



BOOK 18 pg 369

FILED  
THIS DAY  
JUN 24, 1980  
BILLY V. COOPER  
County Clerk  
By *Shelby*  
24-855

LAST WILL AND TESTAMENT

OF

GERALD JOSEPH WEBER

LAST WILL AND TESTAMENT

I, GERALD JOSEPH WEBER, a resident of the County of Pinellas, State of Florida, do hereby make, publish and declare this instrument to be my Last Will and Testament, hereby revoking any and all Wills and Codicils heretofore made by me.

I.

I hereby direct that all my debts allowed in the administration of my estate be paid by my Executrix, hereinafter named, as soon as practicable after my death.

II.

If at the time of my death I am joint owner, co-owner or owner of any real estate, bank account or savings account in any commercial bank or savings institution, bond, or any security or instrument of indebtedness, which is registered or issued in my name and that of another person or persons as tenants by the entirety or as joint tenants with the right of survivorship, or which is payable to either co-owner or the survivor of them, I give and bequeath all my right, title and interest in any such property to the surviving joint owner thereof. It is my understanding that all right, title and interest in any such property will pass to such surviving joint owner upon my death by operation of law, but I do nevertheless make these provisions in order to eliminate any question as to the right of any such surviving joint owner to succeed to the ownership of such property upon my death and to provide for the possibility that a true joint tenancy with right of survivorship or an estate by the entirety was not created during

  
GERALD JOSEPH WEBER

my lifetime.

*Book 18 page 371*

III.

All the rest, residue and remainder of my estate, of whatsoever kind or character and wheresoever situate, I give, devise and bequeath to my wife, VIRGINIA LOU WEBER, absolutely and in fee simple.

IV.

In the event my wife, VIRGINIA LOU WEBER, should predecease me, or if we should both die as a result of a common disaster, or under such circumstances as to make it difficult to determine the survivorship, then I give, devise and bequeath all the rest, residue and remainder of my estate to my children, DARLENE ANN WEBER, and RICHARD FRANCIS WEBER, or issue thereof, share and share alike, absolutely and in fee simple; and if either of my children herein named shall have died without leaving issue surviving, I hereby direct that his or her share shall pass, descend and vest in the survivor of my said children, absolutely and in fee simple.

V.

In the event either of my children hereinabove named is a minor at the time of my death and my wife, VIRGINIA LOU WEBER, has predeceased me, then I request the appointment of my sister, DOROTHY WESSELKAMPER, as Guardian of the person and property of said minor child, and I give and grant to her full latitude in the management of all guardianship affairs subject only to those limitations imposed by law, and which to the Court may seem meet and proper.

VI.

I nominate, constitute and appoint my wife, VIRGINIA LOU WEBER, to serve as Executrix of this my Last Will and Testament,

*Gerald Joseph Weber*  
GERALD JOSEPH WEBER

Book 18, page 372

and I request that she be permitted to serve without the requirement of furnishing bond. I expressly confer upon her full and complete authority to sell any part of my estate, at public or private sale, with or without order of court, and upon such terms as she may deem best.

VII.

In the event my wife, VIRGINIA LOU WEBER, be not living at my death, or should be unable or unwilling to qualify as such Executrix, then I nominate, constitute and appoint my sister, DOROTHY WESSELKAMPER, as successor Executrix, giving and granting unto her the same powers, privileges and authorities as herein granted my said wife as Executrix, and I further request that no bond be required of her as such Executrix.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 14 day of Nov, A. D., 1973.

Gerald Joseph Weber (SEAL)  
GERALD JOSEPH WEBER

SIGNED, SEALED, PUBLISHED AND DECLARED by the above named Testator as and for his Last Will and Testament, on the day and date first above set forth, and we, at his request and in his presence and in the presence of each other, have hereunto set our hands as witnesses.

Robert M. Miller residing Clearwater, Florida  
Evelyn O. Pruptice residing Clearwater, Florida  
Norma O. Hanson residing Clearwater, Florida

(END OF PAGE THREE)  
(END OF WILL)

STATE OF MISSISSIPPI, County of Madison:

Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 24 day of June, 1980, at        o'clock        M., and was duly recorded on the 24 day of June, 1980; Book No. 18 on Page 369 in my office.

Witness my hand and seal of office, this the 24 day of June, 1980.

BILLY V. COOPER, Clerk

By Shashun, D. C.

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
GERALD JOSEPH WEBER, DECEASED

FILED  
JUL 24 1980  
BILLY V. COOPER  
Clerk

NO. 24-855

PROOF OF WILL

Comes now, NORMA O. HANSON, one of the subscribing witnesses of the instrument filed herein for probate and purporting to be the Last Will and Testament of Gerald Joseph Weber, and enters her appearance herein as provided by Section 91-7-9 of the Mississippi Code of 1972, Annotated, as amended, and makes oath before the undersigned authority that Gerald Joseph Weber, the above named decedent, signed, published and declared said instrument as his Last Will and Testament on the 14th day of November, 1973, the day and the date of said instrument in the presence of this deponent, Robert W. Wilson, and Evelyn O. Rountree, the other subscribing witnesses, and that said Testator was then of sound and disposing mind and memory, and more than twenty-one years of age, and having his usual place of abode in Pinellas County, Florida, and that she, Robert W. Wilson and Evelyn O. Rountree, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of said Testator, and in the presence of the said Testator and in the presence of each other, on the day and of the date of said instrument.

*Norma O. Hanson*  
NORMA O. HANSON

STATE OF FLORIDA

COUNTY OF Pinellas

SWORN TO AND SUBSCRIBED before me, this the 30<sup>th</sup> day of

April, 1980.

*Jack H. Wilson*  
NOTARY PUBLIC

(SEAL)

My commission expires 4/19/84

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 24 day of June, 1980, at 8:00 o'clock PM, and was duly recorded on the 24 day of June, 1980, Book No. 18 on Page 323 in my office.

Witness my hand and seal of office, this the 24 day of June, 1980.

BILLY V. COOPER, Clerk

By *[Signature]* D C

BOOK 18 PAGE 374

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
GERALD JOSEPH WEBER, DECEASED

JUN 24 1980  
BILLY V. COOPER  
CLERK  
By: *Shashly*

NO. 24-855

PROOF OF WILL

Comes now, EVELYN O. ROUNTREE, one of the subscribing witnesses of the instrument filed herein for probate and purporting to be the Last Will and Testament of Gerald Joseph Weber, and enters her appearance herein as provided by Section 91-7-9 of the Mississippi Code of 1972, Annotated, as amended, and makes oath before the undersigned authority that Gerald Joseph Weber, the above named decedent, signed, published and declared said instrument as his Last Will and Testament on the 14th day of November, 1973, the day and the date of said instrument in the presence of this deponent, Robert W. Wilson, and Norma O. Hanson, the other subscribing witnesses, and that said Testator was then of sound and disposing mind and memory, and more than twenty-one years of age, and having his usual place of abode in Pinellas County, Florida, and that she, Robert W. Wilson and Norma O. Hanson, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of said Testator, and in the presence of the said Testator and in the presence of each other, on the day and of the date of said instrument.

*Evelyn O. Rountree*  
EVELYN O. ROUNTREE

STATE OF FLORIDA  
COUNTY OF Pinellas

SWORN TO AND SUBSCRIBED before me, this the 30<sup>th</sup> day of April, 1980.

*Jack H. Wilson*  
NOTARY PUBLIC

(SEAL)

My commission expires: 4/19/84

STATE OF MISSISSIPPI, County of Madison.  
I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 24 day of June, 1980, at ..... o'clock ..... M., and was duly recorded on the 24 day of June, 1980, Book No. 18, on Page 374. In my office.  
Witness my hand and seal of office, this the 24 of June, 1980.

BILLY V. COOPER, Clerk  
By: *Shashly*....., D. C.

B30a 18 375  
IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
GERALD JOSEPH WEBER, DECEASED

JUL 24 1980  
BILLY V. COOPER  
CLERK  
BY: *Shelby*

NO. 24-856

PROOF OF WILL

Comes now, Robert W. Wilson, one of the subscribing witnesses of the instrument filed herein for probate and purporting to be the Last Will and Testament of Gerald Joseph Weber, and enters his appearance herein as provided by Section 91-7-9 of the Mississippi Code of 1972, Annotated, as amended, and makes oath before the undersigned authority that Gerald Joseph Weber, the above named decedent, signed, published and declared said instrument as his Last Will and Testament on the 14th day of November, 1973, the day and the date of said instrument in the presence of this deponent, Evelyn O. Rountree and Norma O. Hanson, the other subscribing witnesses, and that said Testator was then of sound and disposing mind and memory, and more than twenty-one years of age, and having his usual place of abode in Pinellas County, Florida, and that he, Evelyn O. Rountree and Norma O. Hanson, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of said Testator, and in the presence of the said Testator and in the presence of each other, on the day and of the date of said instrument.

*Robert W. Wilson*  
ROBERT W. WILSON

STATE OF FLORIDA  
COUNTY OF Pinellas

SWORN TO AND SUBSCRIBED before me, this the 30th day of April, 1980.

*James L. Wilson*  
NOTARY PUBLIC

(SEAL)  
My commission expires 4/19/84

STATE OF MISSISSIPPI, County of Madison:

Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 24 day of June, 1980, at ..... o'clock ..... M, and was duly recorded on the 24 day of June, 1980, Book No 18, on Page 375 in my office.

Witness my hand and seal of office, this the 24 of June, 1980.

BILLY V. COOPER, Clerk  
By... *Shelby*..... D. C

STATE OF MISSISSIPPI  
COUNTY OF MADISON

BOOK

18 PAGE 376

FILED  
THIS DAY  
JUL 25 1960  
BILLY V. COOPER  
Clerk  
By *Shelby*

LAST WILL AND TESTAMENT

24-856

Being of sound and disposing mind and memory, and of lawful age,  
I, Mrs. E. (Grace) Gretchen Harrington, hereby revoke all Wills heretofore  
made by me and do hereby make, publish and declare this to be my Last Will  
and Testament, to-wit:

ITEM ONE: I hereby give, devise and bequeath all of the property  
of which I may die seized and possessed, to my daughter Frances Harrington  
Riddell.

ITEM TWO: I hereby name, constitute and appoint my daughter, Frances  
Harrington Riddell, as Executrix of this Will without bond and without being  
required at any time to make any report to any Court.

SIGNED, PUBLISHED AND DECLARED by me as my Last Will and Testament  
on this the 31st day of May, 1960, in the presence of these witnesses who  
also signed the same as witnesses hereto, at my request, in my presence,  
and in the presence of each other on this day.

WITNESSES:

*B. L. Rain Jr.*

*Mrs. E. (Grace) Gretchen Harrington*  
Mrs. E. (Grace) Gretchen Harrington

*Lucien S. Burns*

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed  
for record in my office this 25 day of June, 1960, at 10 o'clock P.M., and  
was duly recorded on the 25 day of June, 1960, Book No. 18 on Page 376 in  
my office.

Witness my hand and seal of office, this the 25 of June, 1960.

BILLY V. COOPER, Clerk

By *Shelby*, D. C.

JUN 25 1980

BILLY V. COOPER

Chancery Clerk

By *Shashun*

24-856

PROOF OF WILL

PERSONALLY appeared before me, the undersigned Notary Public in and for the state and county aforesaid, the within named SUSIE T. BURNS, one of the subscribing witnesses to the foregoing and annexed instrument of writing purporting to be the Last Will and Testament of Mrs. E. (Grace) Gretchen Harrington, deceased, late of Madison County, Mississippi, who having been by me first duly sworn, stated on oath that the said Mrs. E. (Grace) Gretchen Harrington, deceased, signed, published and declared said instrument as her Last Will and Testament on the 31st day of May, 1960, the day and date of said instrument, in the presence of this deponent and in the presence of S. R. Cain, Jr., the other subscribing witness thereto, and that the Testatrix was then of sound and disposing mind and memory and was more than twenty-one (21) years of age, and that this deponent and S. R. Cain, Jr., the other subscribing witness, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of and in the presence of the Testatrix and in the presence of each other on the day and year of the date thereof.

*Susie T. Burns*  
SUSIE T. BURNS

SWORN TO and subscribed before me, this 20th day of June, 1980.

*Martha M. Bullock*  
Notary Public

My Commission Expires:

September 5, 1983



STATE OF MISSISSIPPI County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 25 day of June, 19 80, at ..... o'clock ..... M., and was duly recorded on the 25 day of June, 19 80, Book No. 18 on Page 377 in my office. Witness my hand and seal of office, this the 25 of June, 19 80.

BILLY V. COOPER, Clerk

By *Shashun*, D. C.

FILED  
THIS DAY  
JUN 30 1980  
BILLY V. COOPER  
Chancery Clerk  
By *[Signature]*

138  
18 PAGE 378

NO. 80-16

FILED  
JAN 04 1980  
PROBATE DEPT.  
TARRANT COUNTY, TEXAS

ESTATE OF ) IN THE PROBATE COURT  
ANNE BURNETT TANDY, ) OF  
DECEASED ) TARRANT COUNTY, TEXAS

APPLICATION FOR PROBATE OF WILL, FIRST AND SECOND  
CODICILS TO WILL AND FOR ISSUANCE OF LETTERS TESTAMENTARY

TO THE HONORABLE JUDGE OF SAID COURT:

ANNE WINDFOHR PHILLIPS and THE FIRST NATIONAL BANK OF FORT WORTH, Fort Worth, Texas ("Applicants"), furnish the following information to the Court for the probate of the written Will and First and Second Codicils to Will of ANNE BURNETT TANDY ("Decedent") and for issuance of Letters Testamentary.

1. Applicant ANNE WINDFOHR PHILLIPS is an individual interested in this estate, domiciled and residing at Rt. 2, Frisco, Collin County, Texas and Applicant FIRST NATIONAL BANK OF FORT WORTH has its principal place of business in Fort Worth, Tarrant County, Texas.

2. Decedent died on December 31, 1979 in Fort Worth, Tarrant County, Texas, at the age of 74 years.

3. This Court has jurisdiction and venue because Decedent was domiciled and had a fixed place of residence in this county on the date of death.

4. Decedent owned real and personal property of a probable value in excess of \$100,000.00.

5. Decedent left a valid written Will ("Will") dated November 6, 1975, a First Codicil to Last Will dated August 23, 1978, and a Second Codicil to Last Will dated January 13, 1979, which were never revoked and are filed herewith.

6. The subscribing witnesses to the Will and their present residence addresses are Virginia Eskridge Hudson and Peggy Smith of Fort Worth, Tarrant County, Texas; the subscribing witnesses to the First Codicil and their present residence addresses are Cecil E. Munn and Carolyn C. Munn, both of Fort Worth, Tarrant County, Texas; and the subscribing

FILED

W.B. 6  
Pg. 138

JUN 17 1980  
RUTH S. STOCKMAN, CHANCERY CLERK  
CHANCERY CLERK  
*[Signature]*

VOL 1191 PAGE 628

138

witnesses to the Second Codicil and their present residence addresses are Kathleen W. Edwards of Fort Worth, Tarrant County, Texas, and Dorothy M. Williams of Cleburne, Johnson County, Texas.

The Will and Second Codicil were made self proved in the manner prescribed by law.

7. No child or children were born to or adopted by Decedent after the date of the Will and First and Second Codicils to Will.

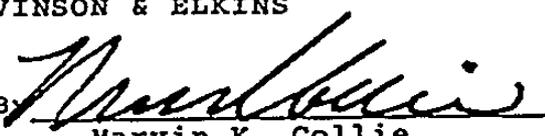
8. Decedent was previously married and divorced from Guy Waggoner and James Goodwin Hall and previously married to Robert Windfohr and Charles D. Tandy, both of whom pre-deceased her.

9. Decedent's Will and Codicils named Applicants to serve without bond or other security as Independent Executors, in which capacity Applicants would not be disqualified by law from serving as such or from accepting Letters Testamentary, and Applicants would be entitled to such Letters. A necessity exists for the administration of this estate.

WHEREFORE, Applicants pray that citation issue as required by law to all persons interested in this estate; that the Will and First and Second Codicils be admitted to probate; that Letters Testamentary be issued to Applicants, and that all other orders be entered as the Court may deem proper.

Respectfully submitted,

VINSON & ELKINS

By 

Marvin K. Collie

Attorneys for Applicants  
2100 First City National Bank Bldg.  
Houston, Texas 77002  
(713) 651-2400

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JAN 04 1988

THE STATE OF TEXAS

COUNTY OF TARRANT

§

KNOW ALL MEN BY THESE PRESENTS:

PROBATE DEPT.  
COUNTY CLERK, TARRANT CO., TEXAS

That I, ANNE BURNETT TANDY, of Fort Worth, Texas, being of sound mind and memory, do hereby make, declare and publish this, my last will and testament, and do hereby revoke any and all other wills heretofore made by me.

1.

I direct that all of my just debts, expenses of my last illness, funeral expenses and costs and expenses of administration of my estate, including all federal estate and state inheritance taxes which may become payable as a result of my death, shall be paid by my Executors as hereinafter named out of my residuary estate.

2.

I direct that there be paid over as a specific bequest to each of the persons listed below the sum set opposite the name of each:

To my son-in-law, B. F. Phillips, Jr., who has always been thoughtful of me, \$10,000;  
To my godson, Earl Baldrige, III, \$10,000;  
To my longtime business associate, E. B. Coe, \$2,500

To the following persons if in the employment of the Burnett Estate or a Burnett Trust or in my employ at the time of my death:

Judy Keith	\$10,000
Jay Pumphrey	15,000
Irene Phifer	4,000
J. J. Gibson	5,000
Bobby Thompson	5,000
Herb Propps	5,000
Curtis Lightfoot	5,000

3.

A. Subject to the provisions of Paragraph D hereof, I give and bequeath all of my jewelry, sculpture, paintings and other works and objects of art to

  
Anne Burnett Tandy

my daughter, Anne Windfohr Phillips, for and during her lifetime with remainder to my granddaughter, Anne Windfohr Meeker; provided, however, that the life tenant, Anne Windfohr Phillips, shall have full power and authority to sell or exchange, without the joinder of the remainderman, any item of property covered by this bequest and in her discretion to advance or loan the proceeds of any sale to my Executors or to the Trustees of the trust created by Article 4 hereof, on such terms as she deems appropriate, in order to provide funds for the payment of estate and inheritance taxes and expenses of administration or for the repayment of loans incurred by the estate or trust for such purpose, or to otherwise invest and reinvest the said proceeds of sale, having the same investment rights and powers as life tenant as she would have as a trustee under the Texas Trust Act.

B. I give and bequeath all of my flatsilver, silverware, china and glassware to my granddaughter, Anne Windfohr Meeker, with her mother, Anne Windfohr Phillips, to hold the legal title to same for her as Trustee until Anne Windfohr Meeker reaches the age of 21.

C. I give and bequeath all of my wearing apparel and other personal effects not otherwise specifically disposed of in this will to my daughter, Anne Windfohr Phillips, and my granddaughter, Anne Windfohr Meeker, for division between them in such manner as they deem appropriate. Legal title to Anne Windfohr Meeker's share of such properties shall be held for her by her mother, Anne Windfohr Phillips, as Trustee, until Anne Windfohr Meeker reaches the age of 21.

D. I give, devise and bequeath the property constituting my home at the time of my death, together with all furniture and furnishings, draperies, rugs, fixtures, kitchen equipment and utensils, as follows:

(1) To my husband, Charles D. Tandy, for so long as he uses and occupies the same as his home; then

(2) To my daughter, Anne Windfohr Phillips, for so long as she uses and occupies the same; then

*Anne Burnett Tandy*  
Anne Burnett Tandy

(3) To my granddaughter, Anne Windfohr Meeker, for so long as she uses and occupies the same; with the remainder

(4) To the Trustees of the trust hereinafter created under Article 4 of this will.

My husband, Charles D. Tandy, shall have the right to select not more than three paintings and three other works or objects of art to remain in the home during his period of occupancy and the bequest made in Paragraph A hereof shall be subject to this right and option granted to my husband.

My Executors and Trustees hereinafter named shall have the full right and power to sell, convey or otherwise dispose of my home and the other properties covered by this Paragraph D (with the exception of the paintings and works and objects of art) at any time and for any purpose and for such consideration as they deem fair and appropriate, provided that the written consent of the following persons is obtained:

- (1) Charles D. Tandy, if living, but only if he is still occupying the home;
- (2) Anne Windfohr Phillips, if living, and
- (3) Anne Windfohr Meeker, but if she is not an adult at the time of such sale, Anne Windfohr Phillips is given the authority to act for and on behalf of Anne Windfohr Meeker as her Trustee.

4.

I give, devise and bequeath all of the rest, remainder and residue of my estate, of whatever character and wheresoever situated, with the exception only of real property and tangible personal property which I may own at the time of my death in the State of Louisiana, which I may own or may be entitled to at the time of my death to Anne Windfohr Phillips, Edward R. Hudson, Jr., George Beggs III and Charles D. Tandy, as Trustees, for the benefit of my daughter, Anne Windfohr Phillips, and my granddaughter, Anne Windfohr Meeker, during their respective lifetimes and for the issue of Anne Windfohr

*Anne Burnett Tandy*  
Anne Burnett Tandy

Meeker and the other contingent beneficiaries hereinafter specified, to be held, managed, administered, paid out and distributed as hereinafter provided:

A. During the continuation of this trust, the Trustees shall pay over and distribute so much of the annual net income of this trust to or for the use and benefit of my daughter, Anne Windfohr Phillips, or my granddaughter, Anne Windfohr Meeker, or the issue of Anne Windfohr Meeker, in such relative proportions as the Trustees, other than Anne Windfohr Phillips and Anne Windfohr Meeker, in the sole discretion of such other Trustees, shall determine is reasonable and necessary in order to provide for the care, maintenance, education and support of such respective beneficiaries, after taking into consideration the income available to such respective beneficiaries from other sources. Any income of this trust not distributed in accordance with this provision shall be invested and reinvested and shall become a part of the corpus of this trust. Neither Anne Windfohr Phillips nor Anne Windfohr Meeker shall have any power or authority to participate in the allocation of distributable income among the beneficiaries of this trust, nor, either singly or in conjunction with others, to direct the distribution of any income of this trust to themselves or for their use or benefit.

B. If the Trustees, other than Anne Windfohr Phillips and Anne Windfohr Meeker, at any time in the sole discretion of such other Trustees, should determine that the net income available for distribution from this trust to or for the use and benefit of either Anne Windfohr Phillips or Anne Windfohr Meeker or any of her issue is insufficient, when taken into consideration with such other income and property as may be available to any of such beneficiaries from other sources, to provide adequately for the care, maintenance, education and support of any such beneficiary or for the purchase of a home or the making of a prudent business investment by such beneficiary, the Trustees, other than Anne Windfohr Phillips and Anne Windfohr Meeker, shall be authorized to distribute and pay out to or for the use and benefit of any such beneficiary so qualifying so much of the corpus of this trust as they may from

*Anne Burnett Tandy*  
Anne Burnett Tandy

time to time deem reasonable and necessary in order to make up the deficiency, provided, however, that distributions of corpus made under Paragraph B shall not in the aggregate exceed 10% of the then fair market value of the corpus in any one year. Neither Anne Windfohr Phillips nor Anne Windfohr Meeker shall have any power or authority to participate in the distribution of corpus under this Paragraph B nor, either singly or in conjunction with others, to direct the distribution of any corpus of this trust to themselves or for their use and benefit.

C. Any discretionary distribution to be made from this trust to or for the benefit of any individual who is then acting as Trustee (including distributions in discharge of any legal obligation of such individual) shall be made solely in the discretion of the Trustees to or for whom distributions may not be made, and if no such Trustee is then acting, such distribution shall not be made. The provisions of this Paragraph C shall apply notwithstanding any other provision of this will.

D. This trust shall terminate and the trust properties thereof shall be distributed as follows:

(1) In the event that Anne Windfohr Meeker should die without issue, and should be survived for more than 60 days by Anne Windfohr Phillips, this trust shall terminate upon the expiration of such 60 day period and all of the trust properties thereof, including any undistributed income, shall be paid over and distributed to Anne Windfohr Phillips free of any trust.

(2) In the event that Anne Windfohr Phillips should predecease Anne Windfohr Meeker, and in the event Anne Windfohr Meeker attains the age of 40 and has no issue then surviving, or in the event that Anne Windfohr Meeker has issue then surviving but all of such issue should fail, then upon Anne Windfohr Meeker's attaining age 40 without issue surviving, or upon failure of her issue, whichever is the later date, this trust shall terminate and all of the trust properties thereof, including any undistributed income, shall be paid over and distributed to Anne Windfohr Meeker free of any trust.

*Anne Burnett Tandy*  
 Anne Burnett Tandy

(3) In the event that neither of the conditions specified in subparagraphs (1) or (2) should occur, then this trust shall continue and remain in force and effect during the lifetimes of my daughter, Anne Windfohr Phillips, and granddaughter, Anne Windfohr Meeker, and for the lifetime of the survivor of them, and shall terminate upon the death of such survivor, at which time all of the trust properties thereof, including any undistributed income, shall be paid over and distributed to such of the issue of Anne Windfohr Meeker, or to such charitable, educational and scientific organizations qualified as exempt under Section 501(c)(3) of the Internal Revenue Code or equivalent section of the Internal Revenue laws, in such amounts and proportions, and upon such terms, trusts, conditions and limitations as Anne Windfohr Meeker may appoint by will or other valid instrument in writing which specifically exercises this power of appointment. If, upon termination of this trust, such power of appointment has not been validly exercised, or to the extent it is not so validly exercised, then the said trust properties shall be paid out and distributed as follows:

(a) If Anne Windfohr Meeker should leave issue surviving, this trust shall continue for the use and benefit of such issue for a period of 21 years after her death, or until the failure of all of such issue, whichever first occurs, at which time this trust shall terminate and all of the trust properties then on hand, including any undistributed income, shall be paid over and distributed to such issue, if any, per stirpes, free and clear of this trust, or if there be no such issue, then all of such properties shall be paid over and distributed to the American Cancer Society Texas Division, Inc. for use in the North and West Texas areas for cancer research and treatment.

(b) If Anne Windfohr Meeker should leave issue surviving but all of such issue should fail prior to the time otherwise provided in (a) above for the termination of the trust, then this trust shall thereupon terminate and all of the trust properties then on hand, including any undistributed income, shall be paid over and distributed (i) 1/4 to the American Cancer Society Texas

*Anne Burnett Tandy*  
Anne Burnett Tandy

Division, Inc., (ii) 1/4 to the Fort Worth Art Association (for use in the operation of the Fort Worth Art Museum), (iii) 1/4 to the Kimbell Art Foundation (for use in the operation of the Kimbell Art Museum) and (iv) 1/4 to the Amon G. Carter Museum of Western Art; provided, however, that (a) if American Cancer Society Texas Division, Inc. is not then still in existence, or if in the sole judgment of the Trustees, it is no longer performing the functions of either cancer research or treatment, or if one or more of the organizations named in (ii), (iii) or (iv) should no longer be operating an art museum open to the public in Fort Worth, Texas, then such organization no longer qualifying shall not share in such distribution and the trust properties shall pass exclusively to the remaining organizations or organization continuing to qualify, and (b) if none of such organizations still qualify, the Trustees shall have full power and discretion to distribute the trust properties to and among such charitable, educational and scientific organizations qualified as exempt under Section 501(c)(3) of the Internal Revenue Code or equivalent section of the Internal Revenue laws operating in Tarrant County, Texas, or in any county where real properties of the trust are then located, in such amounts and proportions, and upon such terms, trusts, conditions and limitations, as said Trustees in their sole discretion determine.

E. In the event of the death, resignation or inability to serve of Anne Windfohr Phillips, Anne Windfohr Meeker, if she is then over the age of 18, shall succeed her mother as a Trustee of this trust, but if Anne Windfohr Meeker is less than 18, or is for any other reason unable to serve as Trustee, then such individual as Anne Windfohr Phillips may have designated as her successor by an instrument in writing filed with the other Trustees shall succeed Anne Windfohr Phillips as a Trustee of this trust, to serve until Anne Windfohr Meeker becomes 18, at which time such person shall cease to serve as Trustee and Anne Windfohr Meeker shall become a Trustee of this trust, but if Anne Windfohr Meeker should for any reason not qualify as Trustee, such person shall continue to serve as a Trustee. Anne Windfohr

  
Anne Burnett Tandy

Meeker shall in all events become a Trustee of this trust when she attains the age of 21 and so long as both Anne Windfohr Phillips and Anne Windfohr Meeker are serving there shall be five Trustees of this trust. In the event of the death, resignation or inability to serve of Anne Windfohr Phillips as Trustee after Anne Windfohr Meeker has become a Trustee of this trust, the position of Anne Windfohr Phillips shall not be filled, and in the event of the death, resignation or inability to serve of Anne Windfohr Meeker, her position shall not be filled. In the event of the death, resignation or inability to serve of either Edward R. Hudson, Jr., George Beggs, III or Charles D. Tandy, as a Trustee, such individual as such Trustee may have designated by an instrument in writing filed with the other Trustees shall succeed as a Trustee of this trust, and each of said Trustees and his successors in interest shall have the power and authority to designate an individual as his or her successor as Trustee of this trust by an instrument in writing filed with the other Trustees, and the individual so designated shall thereupon become a Trustee of this trust upon the death, resignation or inability to serve of the person appointing him or her. In default of the appointment of a successor Trustee, the remaining Trustees or Trustee at any time serving shall have the power and authority to fill any vacancy in the Trustees of this trust so that there will always be three individual Trustees of such trust.

F. None of the properties held by the Trustees under this will shall ever be subject or in any manner subjected to any indebtedness, judgment, judicial process, creditor's bill, attachment, garnishment, levy, seizure or any encumbrance whatsoever of or against the property of any of the beneficiaries of this trust, nor shall such trust properties be in any way affected by any transfer, assignment, conveyance, sale or act, voluntary or involuntary, anticipatory or otherwise, of any of said beneficiaries, and no beneficiaries, as such, shall have the right or power to transfer, assign, sell, anticipate or encumber the same or any part thereof.

  
Anne Burnett Tandy

G. For the purposes of this will, the term "issue" shall include only bodily issue, being only children born to a beneficiary named herein, and natural born descendants of such children and such term shall not be considered to include legally adopted children or their descendants, nor legally adopted children of issue or their descendants.

H. (1) The Trustees, in administering the trust hereby established, shall have all the powers and privileges conferred upon trustees by the Texas Trust Act as it now exists or may hereafter be amended, including, but without limitation, the full power to manage, control, sell at public or private sale, lease, mortgage, pledge, invest and reinvest any of the trust properties to the same extent as if said Trustees were the absolute owners thereof, together with full power and authority to lease or otherwise contract for oil, gas and mineral development of any trust properties, including the power to enter into unitization or pooling agreements and to drill oil and gas wells, whether wildcat or development, to explore for and mine other minerals, and otherwise to explore for, develop, produce and sell for its own account oil, gas and other minerals forming a part of the trust estate, and generally to conduct an oil, gas and mineral business with respect thereto; provided, however, that no sale of the surface estate of any real estate owned by the trust shall be made without the consent of all Trustees then serving as Trustees hereunder and their joinder in such sale. All other actions of the Trustees (except for the allocation of income among beneficiaries which is governed by Paragraph B hereof, the invasion of corpus which is governed by Paragraph C hereof, and the making of charitable contributions as hereinafter provided) shall be by majority action. In making investments or reinvestments of any funds or property which may become a part of this trust, the Trustees shall have full power to invest in any kind or character of property or securities, including common and preferred stocks, bonds, notes, debentures, mortgages, certificates of deposit, shares or interests in common trust funds, mutual funds

*Anne Burnett Tandy*  
Anne Burnett Tandy

and investment trusts, insurance policies on the life of a beneficiary or on the life of a parent of a beneficiary (other than a Trustee), real estate, oil payments, net profits interests, royalties, oil, gas or mineral leases (whether producing or nonproducing), and interests in partnerships, either limited or general, or joint ventures; and in this connection, said Trustees shall not be limited to the class of securities or investments in which trustees are authorized by any present or may be authorized by any future laws, regulations or rules of court within which to invest trust funds, including specifically, but without limitation, nonproductive properties, and in this connection, it should be the investment policy of the Trustees to include in its investments properties which have little or no current yield but which the Trustees may reasonably expect to appreciate in value over a period of time. The Trustees shall have power in their discretion to borrow money for and on behalf of the trust estate from a Trustee or from other persons, upon such terms as they may deem advisable, and to pledge, mortgage or otherwise create a lien upon any property forming a part of said trust estate for the purpose of securing the repayment of money so borrowed. The Trustees shall have the power and authority to make loans of trust funds to beneficiaries or to other persons upon such terms and conditions, and with such security, as they deem reasonable and advisable; provided, that no Trustee may participate in the making of any loans to such Trustee or to any entity controlled by such Trustee.

(2) The Trustees shall have the power and authority by unanimous action of the Trustees then serving, to make from time to time contributions of cash or other property out of the income or corpus of the trust estate to non-profit organizations exempt from income tax under Section 501(c)(3) of the Internal Revenue Code or equivalent section of the Internal Revenue laws. The Trustees, other than Anne Windfohr Phillips and Anne Windfohr Meeker, shall have reasonable discretion to determine net income for the purpose of distribution or for any other purpose and any such good faith determination by the

*Anne Burnett Tandy*  
Anne Burnett Tandy

18 PAGE 390

Trustees shall be final and conclusive and binding upon all beneficiaries.

In this connection, in determining net income, the Trustees shall be authorized to use and to treat as corpus such portion of the income of the trust estate as the Trustees in their sole discretion determine to be reasonable and necessary and appropriate to use for the payment of debts, expenses of administration, and federal estate and state inheritance taxes, or to repay money borrowed for the payment of such debts, expenses and taxes. Subject to the foregoing, the Trustees in determining net income available for distribution shall consider as income the entire proceeds received in connection with the physical severance of natural resources, whether bonus, royalties, overriding or limited royalties, oil payments or other similar payments, and, notwithstanding the provisions of Section 33 of the Texas Trust Act, shall not allocate any portion thereof as corpus, except under the circumstances described in the preceding sentence of this paragraph. The Trustees may allot and allocate between the beneficiaries all allowances for depletion, depreciation, amortization and similar deductions. The Trustees are specifically empowered to retain any investments owned by me at the time of my death and to carry on, develop and retain as an asset of the trust any business in which I have an interest or am operating at the time of my death, whether in the form of a partnership, corporation or otherwise. Subject only to the specific limitations hereinabove set forth, it is the intention of this instrument to fully clothe and vest in the Trustees as full and complete power with respect to the management, control, investment, reinvestment, sale or other disposition of the trust properties as I would have if I were still living. No bond shall be required of any of the Trustees.

(3) No power granted to the Trustees shall be construed to enable any person to purchase, exchange, or otherwise deal with or dispose of the corpus or income of the trust estate for less than an adequate consideration in money or money's worth or to authorize loans to any person without adequate interest.

  
Anne Burnett Tandy

(4) Any fiduciary power granted a Trustee may be released, in whole or in part, temporarily or permanently, and any such power may be delegated to any other Trustee then acting, in whole or in part, temporarily or permanently. Any such release or delegation shall be by written instrument filed with the records of the trust.

(5) The Trustees shall have full power and authority, and shall be expected, to employ such executives, managers, agents, advisors, custodians, attorneys, accountants and other persons as may be necessary to manage, operate and develop the trust properties and to delegate to persons and to such attorneys in fact as the Trustees may deem advisable to appoint such administrative powers and functions as said Trustees deem feasible and advisable, it being my intention that, insofar as the management of the trust estate is concerned, the Trustees shall establish policy and that the day to day management of the trust properties shall be handled by persons employed or appointed by the Trustees. It is my wish and desire that so long as its fees remain competitive, The First National Bank of Fort Worth shall be used by the Trustees as its principal depository and as the custodian of any securities forming a part of the trust estate and to perform any other functions which the Trustees may elect to delegate to a bank or trust company.

I. Each of the Trustees who is not a beneficiary of the trust estate shall receive as compensation for services hereunder the sum of \$5000 per annum, payable quarterly. Trustees who are beneficiaries shall receive no compensation but each Trustee shall be entitled to reimbursement for all reasonable travel and other expenses incurred in the performance of duties as Trustee. The Trustees should hold regular quarterly meetings and such special meetings as may be from time to time required. Action may be taken by the Trustees at any time by written consent without the necessity of a meeting.

5.

I give, devise and bequeath all real and tangible personal properties which I have which have a legal situs in the State of Louisiana, including all

  
Anne Burnett Tandy

oil, gas and mineral properties that are classified as real estate, to Anne Windfohr Phillips, Edward R. Hudson, Jr., George Beggs III and Charles D. Tandy, as Trustees, on the following terms and conditions:

A. This trust shall be known as the Louisiana Trust.

B. The sole principal and income beneficiary of the Louisiana Trust shall be my granddaughter, Anne Windfohr Meeker.

C. The Trustees are empowered in the Trustees' sole discretion to accumulate or distribute any portion of the net income of the Louisiana Trust.

D. At any time that the Trustees determine that Anne Windfohr Meeker needs resources for her support, maintenance, education, medical expenses or welfare, in addition to all other resources available to her from all sources known to the Trustees, the Trustees are empowered in the Trustees' sole discretion to make a distribution to such beneficiary out of accumulated income from the Louisiana Trust, if any, and thereafter out of principal of the Louisiana Trust.

E. The Louisiana Trust shall terminate upon the death of Anne Windfohr Meeker. Upon such termination, the remaining properties of the Louisiana Trust shall be distributed to the heirs or legatees of Anne Windfohr Meeker.

F. The Trustees, with respect to the Louisiana Trust, shall have all the powers conferred on trustees by the Louisiana Trust Code; and in addition to the foregoing, the Trustees shall have the following powers:

(1) The power to retain any asset which formed a part of the original corpus of the trust without regard to the limitations placed on the Trustees by Louisiana R.S. 9:2127.

(2) The power to lease or otherwise contract for oil, gas and mineral development of any trust properties, including the power to enter into unitization or pooling agreements and to drill oil and gas wells, whether wildcat or development, to explore for and mine other minerals, and otherwise to explore for, develop, produce and sell for its own account oil, gas and

*Anne Burnett Tandy*  
Anne Burnett Tandy

other minerals forming a part of the trust estate, and generally to conduct an oil, gas and mineral business with respect thereto.

(3) The power to invest in any kind or character of property or securities, and in this connection the Trustees shall not be limited to the class of securities or investments in which trustees are authorized by any present or may be authorized by any future laws, regulations or rules of court within which to invest trust funds, including specifically, but without limitation, nonproductive properties, and in this connection, it should be the investment policy of the Trustees to include in its investments properties which have little or no current yield but which the Trustees may reasonably expect to appreciate in value over a period of time.

(4) The power to allocate between principal and income all receipts and disbursements and all deductions and charges, and the power to set up and allocate reserves, according to any standard which is reasonable and consistent with normal accounting principles and any such allocation made by the Trustees shall be binding on the beneficiary; except that the Trustees shall allocate the proceeds from the sale of any unproductive or underproductive property entirely to principal without treating any portion of said proceeds as delayed income notwithstanding the provisions of Louisiana R.S. 9:2155.

(5) The power to serve as President, Vice President, Secretary or Treasurer of any corporation incorporated after the trust is created, in which trust funds are invested, notwithstanding the provisions of Louisiana R.S. 9:2097.

G. The Trustees shall not be required to obtain the order or approval of any court in the exercise of any power or discretion that is granted by this instrument or by the Louisiana Trust Code.

H. The Trustees are relieved from furnishing bond.

I. The Trustees shall not be liable for any acts or the omissions of any acts done during the administration of the trust except for acts done in bad faith or which constitute a breach of the duty of loyalty owed to a beneficiary.

*Anne Burnett Tandy*  
Anne Burnett Tandy

J. This trust, insofar as it is governed by Louisiana law, shall be a "spendthrift trust," to the greatest extent permitted by Louisiana R. S. 9:2007.

6.

I hereby nominate and appoint The First National Bank of Fort Worth, Fort Worth, Texas, and its corporate successors, and Anne Windfohr Phillips as joint Independent Executors of my estate. In the event of the death, failure or refusal to act, or resignation, of the said Anne Windfohr Phillips, I hereby appoint the following persons to serve in the order named as co-Independent Executors with The First National Bank of Fort Worth: Charles D. Tandy, Edward R. Hudson, Jr. and George Beggs III. In the event of the death, failure or refusal to act, or resignation of all the individual executors, The First National Bank of Fort Worth, or its corporate successors, shall act as sole Executor. With respect to those properties having a legal situs in the State of Louisiana or in any other state in which The First National Bank of Fort Worth cannot qualify as Executor, I nominate Anne Windfohr Phillips and Charles D. Tandy as co-Executors, and in the event of the death, resignation or failure to serve of either of them, Edward R. Hudson, Jr. and then George Beggs, III shall serve in the order named as Executors. In the event of the death, failure or refusal to act, or resignation of three of those named as Executors of my Louisiana properties, I direct that the remaining Executor shall act as sole Executor. In the event of the death, failure or refusal to act, or resignation of all the individuals named as Executors of my Louisiana properties, then such national bank domiciled in Louisiana as said individual Executors or the survivor of them shall have appointed by instrument in writing shall become the sole Executor of my Louisiana properties. I direct that no bond or other security be required of any of my Executors and that no action be had or taken in the Probate Court with respect to my estate other than the probate of this will and the filing of an inventory, appraisement and list of claims of my estate. My Executors shall have all the powers and authority herein granted to my

  
Anne Burnett Tandy

Book 18 page 394 1/2

Trustees, and such Executors shall have full power and authority to sell at either public or private sale any real or personal property belonging to my estate if such sale be deemed to be to the best interest of my estate by said Executors, and shall likewise have power to lease for oil, gas or other development, or otherwise contract therefor, and without limitation as to time, and shall have full power to borrow money from any person, including an Executor, to pay my debts, expenses of administration and federal estate and state inheritance taxes, and to mortgage, pledge or otherwise hypothecate any of the properties of the estate for the purpose of securing moneys so borrowed. I suggest to my Executors and Trustees that, in the administration of my estate and of the trusts hereby created, they make use, to the extent and for such period of time deemed feasible (but in all events for the duration of the period of active administration of my estate), of the services of my office staffs because of their intimate knowledge of my business and affairs. I further direct that the services rendered by such office staffs be taken into consideration in determining executors' fees and it is my intention that I will have a written agreement with such corporate executor setting forth the basis for determining its executors' fee.

WITNESS MY HAND at Fort Worth, Texas, this the 6 day of January 1975.

Anne Burnett Tandy  
Anne Burnett Tandy

The above instrument was now and here signed, declared and published by ANNE BURNETT TANDY as her last will and testament in our presence, and we, at her request and in her presence and in the presence of each other, subscribe our names hereto as attesting witnesses, on this the day and date hereinabove set forth.

Reggie Smith  
Address 1101 First Natl Bldg.  
Fort Worth, Texas

Virginia Colbridge Hublin  
Address 1800 First Natl Bldg  
Fort Worth, Texas

BEFORE ME, the undersigned authority, on this day personally appeared ANNE BURNETT TANDY Virginia Eslevige Hudson and Peggy Smith, known to me to be the testatrix and witnesses, respectively, whose names are subscribed to the annexed or foregoing instrument in their respective capacities, and all of said persons being by me duly sworn, the said ANNE BURNETT TANDY, testatrix, declared to me and to the said witnesses in my presence that said instrument is her last will and testament, and that she had willingly made and executed it as her free act and deed for the purposes therein expressed; and the said witnesses, each on oath, stated to me in the presence and hearing of the testatrix that the said testatrix had declared to them that said instrument is her last will and testament, that she executed same as such and wanted each of them to sign it as a witness; and upon oath each witness stated that he did sign the same as a witness in the presence of the said testatrix and at her request, that she was at that time eighteen years of age or over and was of sound mind; and each witness stated further that he was then at least fourteen years of age.

Anne Burnett Tandy  
Anne Burnett Tandy, Testatrix

Virginia Eslevige Hudson  
Peggy Smith  
Witnesses

SUBSCRIBED AND ACKNOWLEDGED before me by the said ANNE BURNETT TANDY, Testatrix; and SUBSCRIBED AND SWORN TO before me by the said

Virginia Eslevige Hudson and Peggy Smith, witnesses, this the 6 day of November, 1975.

Whitfield Hollins  
Notary Public, Tarrant County, Texas  
My commission expires June 1, 1977  
Wh. F. P. Hollins Coll. 45

